

**Municipal Building
Park Ridge, NJ
February 22, 2011 - 8:180p.m.**

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

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

ROLL CALL:

Present: Councilmember Kilmartin (via telephone), Councilmember Hopper, Councilmember Viola, Councilmember Kane, Council President Maguire, Mayor Ruschman (via telephone).

Absent: Councilmember Misciagna

Also Present: Borough Administrator Fall, Borough Attorney Mancinelli, Chief Financial Officer Ennis

Acting Mayor Maguire 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.

AGENDA CHANGES

Mrs. Fall advised the following resolutions were to be added to the Consent Agenda:

- Resolution #011-072 – 2010 Appropriation Reserve Transfers
- Resolution #011-073 - Transfer of Appropriations
- Resolution #011-074 – Appoint Acting Clerk

PUBLIC PRIVILEGE OF THE FLOOR:

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

Speaker: Mr. George Heller – asked whether the Acting Mayor voted also as a member of the Council; Acting Mayor Maguire responded yes. Asked whether we had a Deputy Borough Clerk; Acting Mayor Maguire advised yes, Mrs. Beer, who was on vacation.

Mr. Heller also asked about the status of the Reassessment and the final change in the value of the total value of the Borough; Acting Mayor Maguire advised that it had been completed; Mr. Mancinelli advised he did not have the final figures with him for the meeting. Mr. Heller commented that he believed the change in value was a little more than a 5% decrease; he commented that one of the objectives was fairness and the other was economic – to save in the costs of tax appeals – had that been accomplished. Mr. Mancinelli advised that we would not know that until after April 1st, which is the last day for property owners to submit tax appeals for 2011. Mr. Heller inquired if the Reassessment would impact appeals from prior years to which Mr. Mancinelli responded no.

ORDINANCES – INTRODUCTION

ORDINANCE NO. 2011-004 AN ORDINANCE AMENDING CHAPTER 76, PARKING LOTS, MUNICIPAL OF THE CODE OF THE BOROUGH OF PARK RIDGE, NEW JERSEY

Acting Mayor Maguire asked for a motion to introduce on first reading by title Ordinance 2011-004, an ordinance amending Chapter 76, Parking Lots, Municipal of the Code of the Borough of Park Ridge, New Jersey.

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

Roll Call: Councilmember Viola – yes; Councilmember Hopper –yes; Acting Mayor Maguire – yes; Councilmember Kane –yes; Councilmember Kilmartin –yes.

Acting Mayor Maguire asked the Borough Administrator to read the Ordinance by title:

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2011-004**

**AN ORDINANCE AMENDING CHAPTER 76, PARKING LOTS, MUNICIPAL OF THE CODE OF THE
BOROUGH OF PARK RIDGE, NEW JERSEY**

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 76, Parking Lots, of the Code of the Borough of Park Ridge be and is hereby amended as follows:

SECTION I.

Article I. That Section 76-3, Identification stickers: application, issuance and fee, A. (3) be replaced in its entirety as follows:

The annual cost for a decal shall be \$120; provided however that a decal purchased after October 1 shall be \$60.

SECTION II.

Article I. That Section 76-3, Identification stickers: application, issuance and fee, A. (4) be replaced in its entirety as follows:

One duplicate decal of the original decal shall be provided upon the request for a fee of \$36. The resident must identify the license plate of the vehicle for which a duplicate is being issued.

The Borough will issue a replacement decal at no cost when the decal holder provides proof that the original decal was destroyed and/or has become unusable.

SECTION III.

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

SECTION VI.

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 V.

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

Acting Mayor Maguire asked the Borough Administrator to give a brief description of the ordinance.

Ms. Fall: Explained the fees for commuter parking had not been increased since 2007 – this ordinance provides a 20% increase so that the \$100 per year sticker will increase to \$120 and the \$30 duplicate will increase to \$36 per year.

Acting Mayor Maguire asked if anyone present wished to be heard concerning the introduction of this ordinance.

Speaker: No one.

Acting Mayor Maguire 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 March 8, 2011.

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

Roll Call: Councilmember Viola – yes; Councilmember Hopper –yes; Acting Mayor Maguire – yes; Councilmember Kane –yes; Councilmember Kilmartin –yes.

ORDINANCE NO. 2011-005, AN ORDINANCE AMENDING CHAPTER 64, GARBAGE, RUBBISH AND TRASH OF THE CODE OF THE BOROUGH OF PARK RIDGE, NEW JERSEY.

Acting Mayor Maguire asked for a motion to introduce on first reading by title Ordinance 2011-005, an ordinance amending Chapter 64, Garbage, Rubbish and Trash of the Code of the Borough of Park Ridge, New Jersey.

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

Roll Call: Councilmember Viola – yes; Councilmember Hopper –yes; Acting Mayor Maguire – yes; Councilmember Kane –yes; Councilmember Kilmartin –yes.

Acting Mayor Maguire asked the Borough Administrator to read the Ordinance by title:

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2011 - 005**

AN ORDINANCE AMENDING CHAPTER 64, GARBAGE, RUBBISH AND TRASH OF THE CODE OF THE BOROUGH OF PARK RIDGE, NEW JERSEY

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 64, Garbage, Rubbish and Trash, of the Code of the Borough of Park Ridge be and is hereby amended as follows:

SECTION I.

That Section 64-12. Separation and collection of recyclables for one- to four-family homes be amended as follows:

ADD:

H. Recycling Placard Required for Use of Municipal Recycling Center. Park Ridge residents may use the Municipal Recycling Center during posted hours of operation provided they are in possession of a current and valid Recycling Placard issued by the Park Ridge Borough Clerk.

The Mayor and Borough Council shall, by periodic adoption of a resolution, establish the number of placards and the distribution method of the Recycling Placards to each residential property including any cost thereof for said Recycling Placards (either the original Recycling Placard issued or duplicate).

When required, proof of residency must be presented when applying for said placard and/or use of the Municipal Recycling Center.

Any person who violates any provision of this chapter or of the rules and regulations adopted pursuant thereto shall, upon conviction thereof, be punished by a fine not exceeding \$500.00. Any subsequent offense shall be punishable by a fine not exceeding \$1,000.00 or by imprisonment for a term not exceeding 10 days, or both. In addition, any Recycling Placards issued pursuant to this chapter shall be revoked upon conviction of a second offense and the subject residential property owner shall not be eligible for any future Recycling Placards. Any fine imposed hereunder shall constitute a lien upon the residential property owner until said fines and costs are paid in full.

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.

Acting Mayor Maguire asked the Borough Administrator to give a brief description of the ordinance.

Ms. Fall: Explained that this ordinance codified the current requirements for resident use of the Recycling Center including requiring a placard.

Acting Mayor Maguire asked if anyone present wished to be heard concerning the introduction of this ordinance.

Speaker: Mr. Heller asked for clarification; Mrs. Fall explained that currently residents with stickers can use the Recycling Center. This ordinance will establish in the Code this requirement.

Acting Mayor Maguire 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 March 8, 2011.

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

Roll Call: Councilmember Viola – yes; Councilmember Hopper –yes; Acting Mayor Maguire – yes; Councilmember Kane –yes; Councilmember Kilmartin –yes.

ORDINANCE NO. 2011-006 AN ORDINANCE REPEALING CHAPTER 2-24 “JUDGE: APPOINTMENT, TERMS, DUTIES” AND CHAPTER 8, “MUNICIPAL COURT” OF THE BOROUGH CODE OF THE BOROUGH OF PARK RIDGE, COUNTY OF BERGEN, STATE OF NEW JERSEY AND AUTHORIZING THE CREATION OF THE PASCACK JOINT MUNICIPAL COURT COMPOSED OF THE BOROUGH OF PARK RIDGE, WOODCLIFF LAKE AND MONTVALE

Acting Mayor Maguire asked for a motion to introduce on first reading by title Ordinance 2011-006, an Ordinance Repealing Chapter 2-24 “Judge: Appointment, Terms, Duties: and Chapter 8 “Municipal Court” of the Borough Code of the Borough of Park Ridge, County of Bergen, State of New Jersey and Authorizing the Creation of the Pascack Joint Municipal Court Composed of the Boroughs of Park Ridge, Woodcliff Lake and Montvale.

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

Roll Call: Councilmember Viola – yes; Councilmember Hopper –yes; Acting Mayor Maguire – yes; Councilmember Kane –yes; Councilmember Kilmartin –yes.

Acting Mayor Maguire asked the Borough Administrator to read the Ordinance by title:

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2011-006**

AN ORDINANCE REPEALING CHAPTER 2-24 “JUDGE: APPOINTMENT, TERMS, DUTIES” AND CHAPTER 8, “MUNICIPAL COURT” OF THE BOROUGH CODE OF THE BOROUGH OF PARK RIDGE, COUNTY OF BERGEN, STATE OF NEW JERSEY AND AUTHORIZING THE CREATION OF THE PASCACK JOINT MUNICIPAL COURT COMPOSED OF THE BOROUGH OF PARK RIDGE, WOODCLIFF LAKE AND MONTVALE

WHEREAS, the municipalities of Park Ridge, Woodcliff Lake and Montvale (the “Municipalities”) currently each maintain a separate municipal court; and

WHEREAS, the Municipalities have conducted a mutually-supported study of the feasibility of either a joint municipal court pursuant to *N.J.S.A. 2B:12-1(b)*, or a shared municipal court pursuant to *N.J.S.A. 2B:12-1(c)*, among all three Municipalities (the “Feasibility Study”); and

WHEREAS, the Feasibility Study identified opportunities to further improve the efficacy of court operation for the Municipalities, while reducing the costs of delivering municipal court services for the respective local governments; and

WHEREAS, the Municipalities have determined it to be in their mutual best interests to provide for Joint Municipal Court Facilities, Personnel, and Resources for use by their respective Municipal Courts pursuant to *N.J.S.A. 2B:12-1(b)*, with Montvale as the lead agency; and

WHEREAS, *N.J.S.A. 2B:12-1, et seq.* authorizes the formation of a joint municipal court provided that an agreement is entered into by all of the Municipalities, and provided that such Agreement is approved by and filed with the State of New Jersey Administrative Office of Courts and the Assignment Judge of the Superior Court of New Jersey, Bergen County Vicinage; and

WHEREAS, said Agreement shall be established in accordance with the Uniform Shared Services and Consolidation Act, P.L.2007, c.63 (C.40A:65-1, *et seq.*); and

WHEREAS, pursuant to *N.J.S.A. 2B:12-1(b)* requires approval by Ordinance of a joint municipal court agreement.

NOW, THEREFORE, 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 2-24, “Judge: appointment, term, duties” of the Code of the Borough of Park Ridge is hereby repealed and that Chapter 8, “Municipal Court” of the Code of the Borough of Park Ridge is hereby repealed and amended as follows:

SECTION I.

Chapter 2-24, “Judge: appointment, term, duties” of the Code of the Borough of Park Ridge is hereby repealed in its entirety.

SECTION II.

Chapter 8, “Municipal Court,” of the Code of the Borough of Park Ridge is hereby repealed in its entirety.

SECTION III.

There is hereby created a new Chapter 8, “Pascack Joint Municipal Court,” as follows:

§ 8-1. Court Established.

A. Pursuant to *N.J.S.A. 2B:12-1*, there is hereby created a joint municipal court composed of the Borough of Park Ridge and the Boroughs of Woodcliff Lake and Montvale (collectively, the “Municipalities”) all located in Bergen County, New Jersey, to be known as the “Pascack Joint Municipal Court.”

- B. The Pascack Joint Municipal Court will be governed by a Shared Services Agreement among the aforesaid municipalities and is subject to the terms thereof which will embody the provisions of this Chapter.
- C. Montvale shall provide the Joint Court Facilities, Personnel, and Resources at the Montvale Municipal Building located at 12 Mercedes Drive, Montvale, and all Joint Court sessions shall be held at the Montvale location.
 - 1. Joint Court Facilities will include the courtroom, office(s) and storage space for court administration, judge's chamber, prosecutor's office, and archive storage.
 - 2. Joint Court Personnel will include a Judge, Prosecutor, Public Defender, Court Administrator and Court staff, as well as standard Security personnel.
 - 3. Joint Court Resources will include, but not be limited to, state-provided computer hardware and software, audio-visual equipment, appropriate municipal court forms, and manual and electronic payment processing.
- D. The Joint Court operations shall be managed by Montvale as a "joint court" pursuant to *N.J.S.A. 2B:12-1(b)*, using one set of books and one court calendar.
- E. The Municipalities will each receive and retain all net revenues generated by all cases on their respective court dockets as is currently provided and in accordance with applicable statutes.

§ 8-2. Effective date and duration.

The effective date for the creation of the Pascack Joint Municipal Court shall be the later of April 1, 2011, or the date of approval by the State of New Jersey Administrative Office of Courts and the Assignment Judge of the Superior Court of New Jersey, Bergen County. The Court shall remain in effect until December 31, 2018, unless subsequently extended or renewed by the Municipalities.

§ 8-3. Jurisdiction.

The jurisdiction of the Pascack Joint Municipal Court shall be coextensive with the territory of the Boroughs of Park Ridge, Woodcliff Lake and Montvale.

§8-4. Joint Court Advisory Committee.

- A. A Joint Court Advisory Committee (herein referred to as the "Advisory Committee") is created and shall consist of two (2) council-members from each Municipality together with the respective Borough Administrators of the Municipalities, the Joint Court Administrator and the Joint Court Judge. The Mayors of the Municipalities shall be ex officio members of the Advisory Committee. The Advisory Committee shall periodically meet as may be necessary to ensure that all of the obligations under this Agreement are being satisfied.
 - 1. Each Municipality shall have one (1) vote regardless of the number of Advisory Committee representatives appointed. The Joint Court Administrator and Joint Court Judge shall be members of the Advisory Committee but shall not have voting privileges.
 - 2. The Advisory Committee shall meet at such times and places as deemed necessary, but in no event less than annually, and shall be responsible for raising and addressing questions or concerns related to Joint Court operations and long term planning. A meeting of the Advisory Committee may be called by the Joint Court Judge or by any two (2) Municipalities.
 - 3. The Advisory Committee shall review the qualifications of all Court Professionals being considered for appointment to the Joint Court. The Court Professionals shall be recommended by the majority vote of the Advisory Committee.
- B. Each Municipality shall annually notify the other Municipalities of the name(s) of its Advisory Committee representatives and identify their representative with primary voting responsibility and their alternate voting member, no later than fifteen (15) days after its respective municipal reorganization meeting.
- C. All Advisory Committee actions must be approved by a simple majority of the voting members, except as otherwise provided.
- D. Initial Joint Court Administration personnel shall be selected by the Advisory Committee from among the current court staff of the Municipalities. Thereafter, responsibility for hiring, administration, oversight, and discipline of all Joint Court Administration personnel shall be the sole responsibility of Montvale, except as otherwise provided by law. Montvale shall be responsible for payment of the salary, wages, and any associated benefits provided to these employees, subject to contribution as set forth in this Chapter. The services of these employees will be made available to the Municipalities, as needed.

§ 8-5. Assignment of responsibilities.

A. Responsibilities of Montvale:

1. Montvale shall act as the lead agency in the delivery of Joint Court Facilities, Personnel, and Resources.
2. The enforcement officers of Montvale shall coordinate their court calendar requirements with the Joint Court, which shall hold regular court sessions as determined by the Judge.
3. Montvale shall coordinate the Joint Court calendar for case hearings with the Supported Municipalities. Wherever practical, case hearings requiring prisoner transport for each Municipality will be held together in order to minimize demands on the local police forces.
4. Judge and Other Professional Personnel.
 - a. Montvale shall discontinue the use of its current professionals upon commencement of the Joint Court and shall appoint and/or employ the professionals selected by the Advisory Committee.
 - b. Montvale shall be responsible for payment of the salary, wages, and any associated benefits that may be provided to these Court Professionals for the term of the Agreement, subject to contribution as set forth in this Chapter.
 - c. The services of all appointed Court Professionals will be made available to all Municipalities per the joint court calendar.
5. Montvale shall provide standard courtroom security for all court sessions. Prisoner transport shall be the responsibility of the Municipality requiring such prisoner transport. Extraordinary security measures requiring additional security personnel shall be determined by the Judge. The cost of providing extraordinary security will be shared equally by the Municipalities.
6. Montvale will be responsible for arranging the repairs, maintenance, or replacement of any damaged or unusable facilities, furniture and/or resources in the Joint Court Facilities and the public municipal hall. Montvale and the Supported Municipalities will share equally the cost of all such repairs, maintenance and replacement. It is understood and agreed that the Joint Court is responsible for a pro-rata share of repairs, maintenance and/or replacement of facilities, furniture and resources that are utilized by the Joint Court and other entities in Montvale, such as the Planning Board and Governing Body, and that the Joint Court's pro-rata share of such costs are properly attributable to the Joint Court for purposes of this Agreement.

B. Responsibilities of Park Ridge and Woodcliff Lake.

1. The municipalities of Park Ridge and Woodcliff Lake shall be deemed the "Supported Municipalities" under the terms of this Chapter.
2. The enforcement officers of the Supported Municipalities shall coordinate their court calendar requirements with the Court Administrator of the Joint Court.
3. Each Municipality shall retain the right to hire its own Court Professionals if desired, as provided by the New Jersey Statues, under separately negotiated employment contracts and at its sole cost.
4. The Supported Municipalities shall discontinue use of their current Court Administration personnel upon commencement of the Joint Court and shall appoint and/or employ the Court Administration employees selected by the Advisory Committee.
5. The Supported Municipalities shall provide for their own prisoner transport.

§ 8-6. Municipal Court Judge – Powers, Duties and Qualifications.

- A. There shall be one (1) joint Municipal Court Judge. Pursuant to Article VI, Section VI of the New Jersey Constitution, the Judge of the Joint Court shall be nominated and appointed by the Governor, with the advice and consent of the Senate. Any and all recommendations made to the Governor for such nomination and appointment shall be made by the Advisory Committee in consultation with the Vicinage Assignment Judge. During any vacancy in the office of Judge of the Joint Court, the Acting Judge shall be appointed by the Vicinage Assignment Judge, in accordance with *N.J.S.A. 2B:12-6*.
- B. The Municipal Court Judge shall have and possess the qualifications and shall have, possess and exercise all the functions, duties, powers and jurisdiction conferred by law or ordinance. The Judge shall be an attorney-at-law of the State of New Jersey. Whenever the Municipal Court judge is unable to sit as such, he/she may designate any other judge of any municipal court to sit for him/her temporarily and hold the Municipal Court. Any such judge shall possess all of the powers of the Municipal Court Judge.
- C. The Municipal Court Judge shall faithfully carry out all of the duties and responsibilities of a municipal court judge and shall abide by all rules and regulations established for municipal courts and municipal court judges by the Administrative Office of the Courts.

- D. The Municipal Court Judge shall have full management authority or judicial operations of the Court. Administrative operations shall be under the control of the Advisory Committee to the extent permitted by law and authorized by Agreement of the Municipalities.
- E. The compensation of the Municipal Court Judge shall be determined by the Advisory Committee and such compensation shall be allocated and billed to each Municipality as set forth herein.

§8-7. Municipal Court Prosecutor.

There shall be one (1) Prosecutor of the Municipal Court who shall prosecute all cases in the Municipal Court. The Prosecutor shall be appointed for a one (1) year term by the Advisory Committee and the Municipalities in accordance with the procedures set forth in this Chapter. The compensation of the Prosecutor shall be determined by the Advisory Committee and such compensation shall be allocated and billed to each Municipality as set forth herein.

§ 8-8. Public Defender.

There shall be one (1) Public Defender of the Municipal Court who shall represent those defendants assigned by the Municipal Court Judge. The Public Defender shall be appointed for a one (1) year term by the Advisory Committee and the Municipalities in accordance with the procedures set forth in this Chapter. The compensation of the Public Defender shall be determined by the Advisory Committee and such compensation shall be allocated and billed to each Municipality as set forth herein.

§8-9. Municipal Court Administrator.

- A. There shall be a Joint Court Administrator of the Municipal Court who shall perform the functions and duties prescribed for the Joint Court Administrator by law, by the rules applicable to municipal courts and by the Municipal Court Judge. The Joint Court Administrator shall be appointed in accordance with the procedures set forth in this Chapter. The compensation of the Joint Court Administrator shall be determined by the Advisory Committee and such compensation shall be allocated and billed to each Municipality as set forth herein. The Joint Court Administrator's duties shall include, but not be limited to:
 - 1. Carrying out the rules, regulations, policies and procedures relating to the operations of the Municipal Court.
 - 2. Interviewing and speaking to persons wishing to file criminal complaints or quasi-criminal complaints or wishing information in this regard.
 - 3. Receiving complaints and dispensing information relating to Municipal Court matters.
 - 4. Maintaining the financial records of the Municipal Court including receiving and accounting for fines and costs.
 - 5. Attending Municipal Court; recording pleas, judgments and dispositions; arranging trial calendars; signing Municipal Court documents; preparing and issuing warrants and commitments and other Municipal Court related documents.
 - 6. Maintaining and classifying records and files of the Municipal Court;
 - 7. Maintaining, forwarding, receiving and reporting such records, reports and files as required by the appropriate agencies.
 - 8. Carrying out such additional duties as may be required in order to fulfill the duties of Joint Court Administrator.

§8-10. Deputy Municipal Court Administrator

There may be one (1) or more Deputy Court Administrators of the Municipal Court who shall be appointed in accordance with the procedures set forth in Section 8-4, provided that funds are provided for such purpose in the Municipal Court budget. Deputy Municipal Court Administrators shall perform the functions assigned to them by the Municipal Court Judge and the Joint Court Administrator. The compensation of the Deputy Administrator shall be determined by the Advisory Committee and such compensation shall be allocated and billed to each Municipality as set forth herein.

§ 8-11. Necessary Clerical and Other Assistance

There may be appointed such other necessary clerical and other assistant staff for the Municipal Court as is necessary for the efficient operation of the Municipal Court, who shall be appointed in accordance with the procedures set forth in this Chapter for Administrative personnel. The compensation of these employees shall be determined by the Advisory Committee and such compensation shall be allocated and billed to each Municipality as set forth herein.

§8-12. Withdrawal by Municipality.

A Municipality may withdraw from participation in the Joint Municipal Court by delivering written notice to the Joint Court and all Municipalities of its intentions to withdraw no less than one (1) full year prior to the date of withdrawal. All withdrawals shall be effective January 1, no earlier than one (1) full year subsequent to the date of notice of withdrawal. Withdrawal of one (1) or more Municipalities from the Joint Court shall not preclude the other Municipalities from forming or continuing a joint municipal court on terms acceptable to them.

§ 8-13. Additional Joint Court Members.

Montvale may solicit other municipalities to the Joint Court. In the event that a contract with an additional municipality is pending or contemplated, Montvale will present the anticipated impacts on staffing and operating expenses to the Advisory Committee and recommend adjustments to the annual base fee associated with providing Joint Court Facilities, Personnel, and Resources, as appropriate. Notwithstanding the foregoing, any amendment to include an additional municipality shall require approval by all Municipalities as required by law and the Agreement authorized by this Chapter.

§ 8-14. Budget and accounting.

- A. The Joint Court Administrator shall prepare or have prepared a budget for the Municipal Court which shall be submitted to the governing body of each Municipality no later than October 1 of each year. The budget shall set forth an estimate of all expenses and projected revenues for the upcoming calendar year and shall be in a form that is consistent with municipal budgets. By November 15 of each year, the Advisory Committee members shall adopt a budget in accordance with the procedures set forth in this Chapter. If a budget and appointments are not approved by that date, then one (1) or more meetings shall be held among the Advisory Committee, the Joint Court Administrator and the Municipal Court Judge until such time as a budget and appointments agreeable to all members are agreed upon by December 31st. Any irreconcilable differences shall be decided by the Vicinage Assignment Judge.
- B. Accounting records for the expenses associated with Joint Court operations will be maintained by Montvale and shall be available for inspection by Municipalities upon request. Review of actual expenses associated with the delivery of Joint Court services will be done at least annually by the Advisory Committee.
- C. Full accounting records of each calendar year's Joint Court operations will be available no later than the statutory municipal audit filing date of June 30 of the following year.

§ 8-15. Insurance.

- A. Each of the Supported Municipalities will keep in force, at their respective sole expenses, Comprehensive General Liability Insurance with insurance companies licensed in the State of New Jersey or with the Bergen County Municipal Joint Insurance Fund, which insurance shall be evidenced by Certificates and/or policies as determined by Montvale.
- B. Each of the Supported Municipalities shall respectively provide this Comprehensive General Liability Insurance with a combined single limit of \$1,000,000/\$3,000,000 aggregate for bodily injury and property damage. A "claims made" policy is not acceptable. This insurance shall indicate on the Certificate of Insurance the following coverages:
 1. Operations
 2. Use of Independent Contractors and/or Subcontractors
 3. Products and Completed Operations
 4. Broad Form Contractual
 5. Broad Form Property Endorsement
- C. Each Certificate or policy shall require that a thirty-day (30) notice shall be given to Montvale by registered mail, return receipt requested, if any policy or any individual coverage is altered or cancelled. All such notices shall name the Municipality and identify the Agreement or municipal contract number if applicable.
- D. Certificates of Insurance shall be delivered to the Borough of Montvale, prior to the commencement of the Agreement authorized by this Chapter, and all Certificates of Insurance shall name "the Borough of Montvale, its officers, employees and agents" as additional insured thereon.
- E. The insurance required under this section shall protect each of the Supported Municipalities and all subcontractors respectively, against damage claims which may arise from operations under this Chapter whether such operations are by the insured or by anyone directly or indirectly employed by the Supported Municipalities and also against any of the special hazards which may be encountered in the performance of the Joint Court Agreement authorized by this Chapter.
- F. All policies and Certificates of Insurance shall be approved by each of the Municipalities prior to the inception of any work done under the Joint Court Agreement authorized by this Chapter.

§ 8-16. Contribution and Revenue Distribution**A. Contribution**

1. The Supported Municipalities shall each pay a percentage of the total costs incurred annually for the use of the Joint Court Facilities, Personnel, and Resources (“Operational Costs”). This percentage will be equal to the ratio of court revenue realized by each municipality to total court revenue for all municipalities. The Advisory Committee shall review the cost allocator percentage on an annual basis. The percentage used to allocate responsibility for Operational Costs shall not be revised more than once per year.
2. Each Supported Municipality shall pay its share of the Operational Costs quarterly, no later than the fifteenth day of April, July, October, and January, directly to the Borough of Montvale. This payment entitles each of the Supported Municipalities to the full use of the Joint Court Facilities, Personnel, and Resources.
3. The Municipalities recognize that Montvale will incur some capital costs and implementation expenses associated with the establishment of the Joint Court, including those specifically and uniquely required by the State of New Jersey Administrative Office of Courts and the Assignment Judge of the Superior Court of New Jersey, Bergen County. Proposed capital costs and implementation expenses will be reviewed by the Advisory Committee and, if deemed reasonable by a majority of the Advisory Committee, will be apportioned equally among each of the Municipalities to this Agreement for payment. The Supported Municipalities each agree to pay Montvale their equal share of capital costs and implementation expenses within sixty (60) days after submission of the bill and invoice.
4. Municipal checks for payment shall be made out to the Borough of Montvale, reference the invoice number on the memo line, and be returned to the Municipal Treasurer, Borough of Montvale, 12 Mercedes Drive, Montvale, New Jersey 07645.

B. Revenue

1. All municipal revenue accounts will be reconciled on or before the fifteenth (15th) day of each month per New Jersey Court Rule 7:14-4, Financial Control. Supporting financial data by Municipality from the Joint Court information system will be used to establish the accurate amounts to be transferred to each party to the Joint Court Agreement.
2. Checks for monthly revenue will be made out to the Municipalities within three (3) business days of municipal revenue account reconciliation and mailed to the appropriate municipal building address.
3. Municipality income accounting will be done monthly to track and report on the monthly revenue transfer from Joint Court to each Municipality; and a quarterly municipal income summary will be generated showing all income by Municipality by month and for the quarter.

§8-17. Payment dispute.

As provided in the Uniform Shared Services and Consolidation Act, P.L.2007, c.63 (C.40a:65-1, *et seq.*), in the event of any dispute as to the amount to be paid under the terms of the Joint Court Agreement, the full amount shall be paid without prejudice to the disputing parties. If through subsequent negotiation, litigation, or settlement, the amount due shall be determined, agreed to, or adjudicated to be less than was actually so paid, Montvale shall promptly pay the excess owed.

§8-18. Authorization for Shared Services Agreement.

The governing body of the Borough of Park Ridge is hereby authorized to enter into a Shared Services Agreement embodying the provisions of this Chapter pursuant to the Uniform Shared Services and Consolidation Act, *N.J.S.A. 40A:65-1, et seq.* (the “Act”) in accordance with the terms thereof. In the event of a discrepancy between this Chapter and the Uniform Shared Services and Consolidation Act and any amendments thereto, the Act shall take precedence.

SECTION IV. Repeal of inconsistent ordinances.

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

SECTION V. Effect of invalidation.

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

SECTION VI. Effective date.

This Ordinance shall be effective upon the last to occur of the following: (1) Its adoption and publication in accordance with law; (2) approval of the Joint Municipal Court by the Administrative Office of the Courts and the

Vicinage Assignment Judge; and (3) the passage of an ordinance similar to this one by all other Municipalities designated above; (4) publication following final passage of this Ordinance.

Acting Mayor Maguire asked the Borough Attorney to give a brief description of the ordinance.

Mr. Mancinelli: Mr. Mancinelli advised that this ordinance moved the process forward from the Shared Services Agreement with Montvale and Woodcliff Lake to establish a Joint Court. The Shared Services Agreement was signed and the ordinance which provides for the Joint Court and eliminates the Borough's sole court will go into the Code.

Acting Mayor Maguire asked if anyone present wished to be heard concerning the introduction of this ordinance.

Speaker: Mr. George Heller. Commented that it was a good idea to look at this and probably a good idea to do it. Asked for clarification as to what document had already been signed; Mr. Mancinelli advised the Shared Services Agreement. Mr. Heller commented that it seemed signing the Agreement was putting the cart before the horse; Mr. Mancinelli respectfully disagreed and advised he felt first needed to clarify the roles of the 3 Boroughs in an Agreement before going forward with the ordinance. Mr. Heller asked if what would happen to the Agreement if the ordinance didn't pass – would it fall to by the wayside to which Mr. Mancinelli responded yes.

Mr. Heller asked for clarification on the use the word "efficacy" in the whereas clause of the ordinance. Mr. Mancinelli responded the intent was to carry over from the feasibility study which discussed cost savings and the efficiency of the operations. Councilmember Viola advised that in addition to cost savings, this Shared Service would result in a more efficient use of police, better use of space, more frequent and longer court sessions which could potentially benefit the Borough and the users of the Court. Councilmember Viola also stated that there is a major push in the State towards Shared Services and this similar to the Pistol Range Shared Services makes it easier to share other services in the future.

Mr. Heller asked about the archival history of the Court; Councilmember Kane advised all documents have to go to the Joint Court by State law.

Mr. Heller questioned whether the questions that Judge Baboulis and the concerns of Chief Madden had been addressed. Councilmember Kane advised that Park Ridge had hosted a public meeting last year in the late spring with all parties present and many of those items were part of the discussion. Mr. Heller advised he did not believe that the consultant's responses were good.

Mr. Heller asked if there were any start up costs; Councilmember Viola advised nothing extraordinary. Mr. Heller commented that sometimes living with an agreement was difficult.

Mr. Heller spoke about Section 8-4 (b) of the ordinance – felt that 15 days for the Governing Body to select their representatives to the Advisory Board was too short a period and what would happen if there was a vacancy. Councilmember Kane commented that each Borough would have one vote on the Advisory Board even though it would have 3 representatives (the Mayor and 2 Councilmembers). The timing of 15 days was selected since each of the 3 Boroughs go through reorganization at the same time.

Mr. Heller spoke about Section 8-4 (d) of the ordinance – the word "hiring" was a bad work; should not be Montvale's responsibility. Mr. Mancinelli advised that by State law it would be Montvale's responsibility to do the hiring; clarified that the Judge's appointment was subject to the Governor and that the remaining appointments would be Montvale's. Councilmember Kane advised that in the ordinance and the Agreement made sure that the Advisory Board reviewed the budget and can vote to change it; the Shared Services Agreement was more detailed than the ordinance.

Mr. Heller expressed concern that the ordinance would give Montvale more authority which was a mistake; Mr. Mancinelli advised that the ordinance reflected the State laws.

Mr. Heller asked about the options if we were unhappy with the Judge for the Joint Court; Mr. Mancinelli advised it was a statutory 3 year appointment; if unhappy it would be addressed at the time of consideration for reappointment; the Advisory Board would chose whether to re-nominate or submit a new name for the Governor's consideration.

Mr. Heller expressed his concern that with the balance of the staff (Prosecutor, Public Defender and Court Administrator) loosing responsibility for hiring; Councilmember Viola responded that Montvale would be the lead agency and at the end of the day Park Ridge would be paying them a fee to provide the service.

Mr. Heller spoke about Section 8-16 (a) (1) of the ordinance – the language was topsy turvey; at the end of the year a reconciliation should be done. Councilmember Viola advised that the process to arrive at the cost allocator language and the actual cost allocator process was a little more complex than that; both Councilmember Viola and Councilmember Kane encouraged Mr. Heller to obtain a copy of the Share Services Agreement which would be more helpful and detailed.

Acting Mayor Maguire 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 March 8, 2011.

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

Roll Call: Councilmember Viola – yes; Councilmember Hopper –yes; Acting Mayor Maguire – yes; Councilmember Kane –yes; Councilmember Kilmartin –yes.

ORDINANCES – ADOPTION

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

Acting Mayor Maguire asked for a motion to open the Public Hearing on 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.

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

Roll Call: Councilmember Viola – yes; Councilmember Hopper –yes; Acting Mayor Maguire – yes; Councilmember Kane –yes; Councilmember Kilmartin –yes.

Acting Mayor Maguire asked the Borough Administrator 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)**

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.

Acting Mayor Maguire asked the Borough Administrator to give a brief description of the ordinance.

Ms. Fall: Explained that this ordinance codifies into the Code the LOSAP program approved by the voters of Park Ridge in 1999. It also updates the LOSAP point system used by the Fire Department and Tri-Boro Ambulance Corps for its members.

Acting Mayor Maguire asked the Borough Administrator if she had received any correspondence concerning the adoption of this ordinance.

Borough Administrator: None.

Acting Mayor Maguire asked if anyone present wished to be heard concerning the introduction of this ordinance.

Speaker: No one.

Acting Mayor Maguire 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 Hopper and seconded by Councilmember Kane to confirm.

Roll Call: Councilmember Viola – yes; Councilmember Hopper –yes; Acting Mayor Maguire – yes; Councilmember Kane –yes; Councilmember Kilmartin –yes.

ORDINANCE NO. 2011-002 AN ORDINANCE AMENDING CHAPTER 40, ALCOHOLIC BEVERAGES, OF THE CODE OF THE BOROUGH OF PARK RIDGE, NEW JERSEY

Acting Mayor Maguire asked for a motion to open the Public Hearing on Ordinance No. 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 Councilmember Hopper and seconded by Councilmember Kane to confirm.

Roll Call: Councilmember Viola – yes; Councilmember Hopper –yes; Acting Mayor Maguire – yes; Councilmember Kane –yes; Councilmember Kilmartin –yes.

Acting Mayor Maguire asked the Borough Administrator 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.

Acting Mayor Maguire asked the Borough Administrator to give a brief description of the ordinance.

Ms. Fall: Explained this ordinance provided for increase for the retail distribution and retail consumption licenses for 5 years from 2011 through 2015.

Acting Mayor Maguire asked the Borough Administrator if she had received any correspondence concerning the adoption of this ordinance.

Borough Administrator: None.

Acting Mayor Maguire asked if anyone present wished to be heard concerning the introduction of this ordinance.

Speaker: No one.

Acting Mayor Maguire 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 Hopper and seconded by Councilmember Kane to confirm.

Roll Call: Councilmember Viola – yes; Councilmember Hopper –yes; Acting Mayor Maguire – yes; Councilmember Kane –yes; Councilmember Kilmartin –yes.

ORDINANCE NO. 2011-003 AN ORDINANCE ESTABLISHING THE CLASSIFICATION AND COMPENSATION FOR CERTAIN EMPLOYEES OF THE BOROUGH OF PARK RIDGE, BERGEN COUNTY, NEW JERSEY FOR THE YEAR 2010.

Acting Mayor Maguire asked for a motion to open the Public Hearing on Ordinance No. 2011-003, an ordinance establishing the classification and compensation for certain employees of the Borough of Park Ridge, Bergen County, New Jersey for the year 2010.

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

Roll Call: Councilmember Viola – yes; Councilmember Hopper –yes; Acting Mayor Maguire – yes; Councilmember Kane –yes; Councilmember Kilmartin –yes.

:

Acting Mayor Maguire asked the Borough Administrator to read the Ordinance by title:

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2011-003**

AN ORDINANCE ESTABLISHING THE CLASSIFICATION AND COMPENSATION FOR CERTAIN EMPLOYEES OF THE BOROUGH OF PARK RIDGE, BERGEN COUNTY, NEW JERSEY FOR THE YEAR 2010.

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

SECTION 1. That the minimum and maximum range of salary, wage or compensation to be paid to certain officials, appointees and employees of the Borough of Park Ridge, is hereby established, created, ratified and confirmed for the year 2010 as follows:

<u>POSITION</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>	<u>BASIS</u>
Borough Clerk	\$60,000	\$62,400	Annual

SECTION 2. All other applicable portions of Ordinance No. 2009-21 shall remain in effect.

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

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

Acting Mayor Maguire asked the Borough Administrator to give a brief description of the ordinance.

Ms. Fall: Explained this ordinance establishes the 2010 salary range for the Borough Clerk.

Acting Mayor Maguire asked the Borough Administrator if she had received any correspondence concerning the adoption of this ordinance.

Clerk: None.

Acting Mayor Maguire asked if anyone present wished to be heard concerning the introduction of this ordinance.

Speaker: No one.

Acting Mayor Maguire 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 Hopper and seconded by Councilmember Kane to confirm.

Roll Call: Councilmember Viola – abstain; Councilmember Hopper –yes; Acting Mayor Maguire –yes; Councilmember Kane –yes; Councilmember Kilmartin –yes.

CONSENT AGENDA:

Acting Mayor Maguire asked if any Councilmember wished to have any resolution removed from the consent agenda and placed under New Business.

Speaker: None.

Acting Mayor Maguire asked if any Council member wished to abstain from voting on any resolution on the consent agenda.

Speaker: Councilmember Viola advised that he would be abstaining on Resolutions #6 and #7, 2010 Exempt Employee Salary and Release of Escrow - Michael Montalbano.

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

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

Roll Call: Councilmember Viola – yes with abstention on #6 and #7; Councilmember Hopper – yes; Acting Mayor Maguire –yes; Councilmember Kane –yes; Councilmember Kilmartin –yes.

RESOLUTIONS:**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-059****Amend Contract With LB&G - UST At DPW Garage**

WHEREAS, the Mayor and Council as a result of a removal of an underground storage tank on Borough property near the Department Public Works (DPW) garage awarded a contract to Leggette Brashears & Graham Inc. to perform site investigation as required to finish the process of the removal of the underground storage tank and comply with NJDEP Regulations by adoption of a resolution on April 4, 2008; and

WHEREAS, the work was completed by LB&G in June 2008, a Supplemental Site Investigation Report was submitted to NJDEP at that time and a request was made for NJDEP to close the case and grant a No Further Action; and

WHEREAS, NJDEP, in a letter dated July 26, 2010 advised that additional investigation was required and the submission of a Remedial Investigation Report to NJDEP for consideration of the Borough's request for a No Further Action; and

WHEREAS, LB&G on behalf of the Borough of Park Ridge prepared and submitted a Remedial Action Investigation Work Plan to NJDEP as required and NJDEP approved the Workplan on September 1, 2010; and

WHEREAS, in order to address the NJDEP requirements it was necessary to award LB&G a supplemental contract for this work in the amount of \$5,200 pursuant to their September 20, 2010 proposal via Resolution No. 010-245 adopted at the September 28, 2010 Mayor and Council meeting; and

WHEREAS, such professional services were required to finish the process of the removal of the underground storage tank and comply with DEP Regulations; and

WHEREAS, LB&G has advised that based upon the results from the groundwater sample collected in December 2010 from Well #1 (located in the DPW service bay) the concentration of tetrachloroethene (PCE) remains slightly over (1.2 parts per billion or ppb) the NJDEP Class IIa Ground Water Quality Standard (GWQS) of 1 ppb and

WHEREAS, the NJDEP Case Manager has advised NJDEP would support a No Further Action determination provided that a Classification Exception Area (CEA) is established for the site. A groundwater CEA "serves as an institutional control by providing notice that there is groundwater pollution in a localized area caused by a discharge at a contaminated site." Establishment of a CEA will provide a regulatory end to the investigation of the site, but it should be noted that there will be ongoing compliance costs associated with biennial maintaining certification of the ongoing protectiveness of the CEA; and

WHEREAS, Park Ridge is required to complete a Receptor Evaluation and Public Notification, which were on hold pending the first phase of work; and

WHEREAS, LB&G has estimated the budget for completing this work at \$3,700 and there remains \$1,000 left in the budget for the ongoing work which could be applied to this effort; and

WHEREAS, this additional work requires amending the \$5,200 contract by \$2,700 for a new not to exceed amount of \$7,900 for this second phase of work and the Borough Administrator recommends said amendment; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Account C-04-55-901-000-000 and Account C-04-55-905-000-001.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that said contract be increased by \$2,700 to perform said work as required by the NJDEP as outlined above.

BE IT FURTHER RESOLVED by the Mayor and Clerk are authorized to execute a contract approved as to form and substance by the Borough Attorney with Leggette, Brashears & Graham for this activity; and

BE IT FURTHER RESOLVED that notice of this action shall be published once in the newspaper of record, within ten days from the date of the adoption of this Resolution; and

BE IT FURTHER RESOLVED that a true copy of this Resolution shall be sent to Leggette, Brashears & Graham within ten days from the date of this Resolution is adopted.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-060**

Mutual Aid Plan and Rapid Deployment Force

WHEREAS, the Police Departments in Bergen County have a day-to-day responsibility to provide for the security of lives and property, for the maintenance and preservation of the public peace and order, and

WHEREAS, law enforcement officials also have a responsibility to provide for preparedness against natural emergencies such as floods, hurricanes, earthquakes, major storms, etc., man-made causes, civil unrest, and civil disobedience such as riot, strikes, jail or prison riots, train wrecks, aircraft crashes, major fires, riots, terrorist incidents and bombings, state and national emergencies; and

WHEREAS, this plan is adopted in accordance with the provisions of N.J.S.A. 40A:14-156, N.J.S.A. 40A:14-156.1, N.J.S.A. 40A:14-156.4 and N.J.S.A. APP. A: 9-40.6, and

WHEREAS, this plan will provide a uniform procedure for the coordination of the requesting, dispatching, and utilization of law enforcement personnel and equipment whenever a local law enforcement agency requires mutual aid assistance from any other jurisdiction, both contiguous and non-contiguous, in the event of an emergency, riot or disorder, in order to protect life and property, and

WHEREAS, it is the desire of the Mayor and Council of the Borough of Park Ridge to participate in mutual aid plan and rapid deployment force in accordance with the plan as submitted by the Bergen County Chief's Association.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Park Ridge that the Police Department of the Borough of Park Ridge under the direction of the Chief of Police, cooperate with the Bergen County Police Chief's Association to create an interlocal services agreement with all municipalities in the County of Bergen in order to put into place the mutual aid plan and rapid deployment force, and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the County Executive, the Board of Chosen Freeholders, the County Prosecutor.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-061**

**VOUCHER NO. 3
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 recommended that payment No. 2 be authorized to Owl Contracting in the amount of \$114,165.31 which included the hold back of the 2% retainage; and

WHEREAS, Maser Consulting, by letter dated February 7, 2011 has recommended that payment No. 3 be authorized to Own Contracting in the amount of \$399.06 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)
Voucher No. 3	(\$399.06)

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. 3 to Owl Contracting in the amount of \$399.06.

BE IT FURTHER RESOLVED that payment be processed on the February 22, bill list.

**BOROUGH OF PARK RIDGE
 RESOLUTION NO. 011-062**

**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 February 17, 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. 011-063**

**RESOLUTION APPROVING PAYMENT
 LABOR ATTORNEY SERVICES
 October 1, 2010 – December 31, 2010**

WHEREAS, the Borough of Park Ridge may have need to use the services of a Labor Attorney during the calendar year 2010 from time to time; and

WHEREAS, the services 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 are not anticipated to exceed the bid threshold; and

WHEREAS, the Borough Attorney and Borough Administrator have recommended that since it is anticipated that the services of Labor Attorney are expected to be required on a minimum basis for 2010 that the services be engaged on a limited basis and not on a contractual basis for 2010; and

WHEREAS, Mayor and Council wish to use the services of Mark S. Ruderman, Esq. of the firm Ruderman and Glickman, P.C. 675 Morris Avenue, Suite 100, Springfield, NJJ 07081 during the year 2010 on a limited as needed basis; and

WHEREAS, the Business Disclosure Entity Certification is on file with the Borough; and

WHEREAS, the vendor has supplied the Borough of Park Ridge with Federal Affirmative Action Plan Approval or State Certificate of Employee Information Report also on file; and

WHEREAS, invoice dated December 31, 2010 has been submitted for services rendered for the period October 1, 2010 through December 31, 2010 in the amount of \$660.00.

WHEREAS, the Chief Financial Officer has certified that funds are available in account no. 0-01-20-155-000-136.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Borough Council of the Borough of Park Ridge hereby approve payment of the above cited invoice.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-064**

2010 EXEMPT EMPLOYEE SALARY

WHEREAS, the Mayor and Council of the Borough of Park Ridge have adopted Borough Ordinance 2011-003 which sets salary range for certain municipal position for the year 2010;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the following exempt employee shall receive the annual salary designated in this resolution said salary being within the range set by Ordinance 2011-003. The salary shall be retroactive to January 1, 2010.

Kelley R. O'Donnell	Borough Clerk	62,400.00
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**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-065**

RELEASE OF ESCROW FOR MICHAEL MONTALBANO

WHEREAS, Michael Montalbano of 80 Kinderkamack Road in the Borough of Park Ridge has posted an escrow amount of \$1,165.00 in support of his Soil Moving application; and

WHEREAS, the Soil Moving Application was approved on August 27, 2008; and

WHEREAS, the applicant, Michael Montalbano, has requested a refund of any unexpended escrow; and

WHEREAS, there remains \$97.31 in the aforementioned Escrow account and since the application has been approved and no further action is required/

WHEREAS, the Planning Board of the Borough of Park Ridge has recommended to the Mayor and Council that the remaining escrow of \$97.31 and any accrued interest be refunded to the applicant.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the remaining escrow of \$97.31 and any accrued interest be refunded to Michael Montalbano.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-066**

**RELEASE OF CASH AND ESCROW BALANCES
FOR JAMM REALTY CORP.**

WHEREAS, JAMM Realty Corp. of Broadway and Park Avenue, officially known as Lots 1,3,and 4 in block 1901, on the Tax map of the Borough of Park Ridge, had posted a Performance Bond in the Amount of \$409,200.00 and a Cash Bond in the amount of \$40,920.00 in; and

WHEREAS, applicant also posted a Maintenance Bond in the amount of \$51,150.00; and

WHEREAS, all previously submitted bonds have been released; and

WHEREAS, there remains cash and escrow balances of \$49,573.77 and \$13,887.97; and

WHEREAS, the applicant has requested the outstanding funds be released; and

WHEREAS, Planning Board of the Borough of Park Ridge has recommended to the Mayor and Council that the cash and escrow balances of \$49,573.77 and \$13,887.97 plus any accrued interest be refunded to the applicant.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the cash and escrow balances of \$49,573.77 and \$13,887.97 plus any accrued interest be refunded to JAMM realty Corp.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-067**

**AUTHORIZATION TO EXECUTE DEVELOPERS AGREEMENT WITH
70-72 PARK AVENUE, LLC**

WHEREAS, 70-72 Park Avenue, LLC has received approval for the development of Lot 1, Block 1604, known as 70-72 Park Avenue, by the Park Ridge Planning Board; and

WHEREAS, as part of the approval process a Developers Agreement must be executed between the parties;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the Acting Mayor and Clerk are authorized to execute a Developer’s Agreement approved as to form and substance by the borough attorney with 70-72 Park Avenue, LLC.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-068**

AUTHORIZE TAX OVERPAYMENT REFUND

WHEREAS, as a result of a duplicate payment in accordance to R.S. 54:4-21; there has resulted in the overpayment of taxes.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the Borough Treasurer is hereby authorized and directed to return the following 1st quarter 2011 tax overpayment:

<u>Block</u>	<u>Lot</u>	<u>Qual.</u>	<u>Name</u>	<u>Amount</u>
--------------	------------	--------------	-------------	---------------

2201 19 Richard & Sharon Browne \$ 2,183.32
 106 Oak Avenue
 Park Ridge, NJ 07656

**BOROUGH OF PARK RIDGE
 RESOLUTION NO. 011-069**

AUTHORIZE TAX OVERPAYMENT REFUND

WHEREAS, as a result of a duplicate payment in accordance to R.S. 54:4-21; there has resulted in the overpayment of taxes.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the Borough Treasurer is hereby authorized and directed to return the following 1st quarter 2011 tax overpayments to:

Corelogic Real Estate Tax Service
 Attn: Refund Department
 P .O. Box 961250
 Fort Worth, TX 76161-9887

<u>Block</u>	<u>Lot</u>	<u>Qual.</u>	<u>Homeowner</u>	<u>Address</u>	<u>Amount</u>
102	6		V. Churchill	223 Emily Drive	\$2,431.82
1202	49		J. Marze	42 West Park Avenue	\$2,004.40
2503	8		D. Doumas	234 Vittorio Court	\$2517.31

**BOROUGH OF PARK RIDGE
 RESOLUTION NO. 011-070**

**Request to Reappropriate Bergen County Open Space Trust Fund - 2007 Award
 Mill Pond Dredging
 BCOST PR-07**

WHEREAS, the Borough of Park Ridge received a 2007 Bergen County Open Space Trust Fund Award of \$75,000 for Mill Pond Dredging and entered into a contract with the County of Bergen Contract #OST-PR-07; and

WHEREAS, the Borough of Park Ridge received an extension of said Award to use this grant money by letter dated December 17, 2010 through December 30, 2011; and

WHEREAS, the Borough of Park Ridge submitted a grant application to the Bergen County Open Space Trust Fund in 2010 for the Mill Pond Trail Project; and

WHEREAS, the Mayor and Borough Council of the Borough of Park Ridge wish to request consideration that the \$75,000 from the Mill Pond Dredging Grant, BCOST PR-07, be reappropriated to the newly submitted grant application for the Mill Pond Park Project; and

WHEREAS, the newly submitted grant application for Mill Pond Trail Project remains a recreation project, it is located on the same site as the original dredging project, the funds will be used to complete the second phase of the Mill Pond Trail Project which includes the installation of the last section of the Trail to connect to Davies (Memorial) Field from Mill Pond walkway and bridge, the connection of the outdoor classroom, a seating area, the landscaping called for on the original concept plan and a potential dog park (to be determined).

NOW, THEREFORE BE IT RESOLVED that the Mayor and Borough Council of the Borough of Park Ridge hereby request a reappropriation of the Mill Pond Dredging Grant, BCOST PR-07, and authorize the Borough Administrator to make said request on its behalf.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-071**

PAYMENT OF BILLS

BE IT RESOLVED, by the Mayor and Council of the Borough of Park Ridge that the following approved bills in the sum of \$133,635.36 and that the Mayor, Clerk and Chief Financial Officer are hereby authorized and directed to issue warrants in payment of same.

PAYMENT OF BILLS February 11, 2011		
CURRENT FUND	SEE ATTACHED DETAIL	\$112,298.00
CAPITAL FUND	SEE ATTACHED DETAIL	\$12,143.63
SWIM UTILITY	SEE ATTACHED DETAIL	\$0.00
ANIMAL CONTROL	SEE ATTACHED DETAIL	\$0.00
ESCROW	SEE ATTACHED DETAIL	\$8,760.73
COAH	SEE ATTACHED DETAIL	\$0.00
MUNICIPAL OPEN SPACE	SEE ATTACHED DETAIL	\$433.00
UNEMPLOYMENT	SEE ATTACHED DETAIL	\$0.00
TOTAL		\$133,635.36

02/20/11
16:08:16BOROUGH OF PARK RIDGE
Check Register By Check Date

Page No: 1

 Range of Checking Accts: 01CURRENT FUND to 01CURRENT FUND Range of Check Dates: 02/09/11 to 02/22/11
 Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
01CURRENT FUND					
23088	02/09/11	TREAS100 TREASURER, STATE OF NEW JERSEY	75.00		1164
23089	02/09/11	COLLE020 COLLEEN ENNIS	750.00		1165
23090	02/10/11	UNUML010 UNUM LIFE INSURANCE COMPANY	262.11		1166
23091	02/11/11	BERGE240 BERGEN COUNTY TREASURER	5,340.06		1169
23093	02/14/11	UNUML010 UNUM LIFE INSURANCE COMPANY	1,488.53		1172
23095	02/16/11	ZZRAI001 MICHAEL RAIA	261.63		1177
23094	02/17/11	CARROLL1 TIMOTHY & JOANNE CARROLL	1,087.37		1176
23096	02/17/11	HOPPE001 STEVE HOPPER	260.40		1178
23097	02/22/11	AAAEM010 AAA EMERGENCY SUPPLY CO., INC.	4,698.50		1179
23098	02/22/11	AMERI230 AMERICAN WEAR, INC.	463.80		1179
23099	02/22/11	APPRAI010 APPRAISAL SYSTEMS, INC.	10,000.00		1179
23100	02/22/11	ATLAN080 ATLANTIC SALT, INC.	3,220.09		1179
23101	02/22/11	AUTOM040 AUTOMOTIVE BRAKE COMPANY	216.91		1179
23102	02/22/11	AWIMA010 AW IMAGEWORKS	46.50		1179
23103	02/22/11	BCCOM010 B & C COMMUNICATIONS, INC.	6,553.00		1179
23104	02/22/11	BERGE390 BERGEN-PASSAIC CTY REGISTRARS	20.00		1179
23105	02/22/11	BOBST010 BOB'S TROPHY SHOP/BT SPECIALTI	47.00		1179
23106	02/22/11	BOLKE010 BOLKEMA FUEL COMPANY	1,100.00		1179
23107	02/22/11	BORO010 BORO OF PARK RIDGE WATER DEPT.	664.86		1179
23108	02/22/11	BOROU040 BOROUGH OF PARK RIDGE(UTILITY)	3,345.52		1179
23109	02/22/11	BOROU050 BOROUGH OF PARK RIDGE	10,047.81		1179
23110	02/22/11	BOROU070 BOROUGH OF WOODCLIFF LAKE	350.00		1179
23111	02/22/11	BROWNE01 RICHARD & SHARON BROWNE	2,183.32		1179
23112	02/22/11	CORELOGI CORELOGIC REAL ESTATE TAX SERV	6,953.53		1179
23113	02/22/11	DANIE030 DANIEL J. KNOTHE	27.41		1179
23114	02/22/11	DEUNI010 D & E UNIFORMS	404.30		1179
23115	02/22/11	EXTEL010 EXTEL COMMUNICATIONS, INC	800.00		1179
23116	02/22/11	FEDER010 FEDERAL EXPRESS CORP.	68.10		1179
23117	02/22/11	GFOAO010 G.F.O.A. OF NEW JERSEY	60.00		1179
23118	02/22/11	HHMAC010 H & H MACK SALES, INC.	241.17		1179
23119	02/22/11	HVACD010 H.V.A.C. DISTRIBUTORS, INC.	101.28		1179
23120	02/22/11	INF00010 INFOCROSSING, INC	1,031.72		1179
23121	02/22/11	INTHE020 IN THE MIX	700.00		1179
23122	02/22/11	JOHNM010 JOHN M. HARTEL CO., INC.	78.00		1179
23123	02/22/11	JOSEP040 JOSEPH J. MADDEN	89.34		1179
23124	02/22/11	KRELL010 KRELL LIGHTING	811.50		1179
23125	02/22/11	LAWCO010 LAW COFFEE	181.48		1179
23126	02/22/11	MACOO010 MACO OFFICE SUPPLIES	304.94		1179
23127	02/22/11	MOTOR010 MOTOROLA	30.80		1179
23128	02/22/11	NATIO110 NATIONAL INSTITUTE OF BUSINESS	139.00		1179
23129	02/22/11	NJPLA010 NJ PLANNING OFFICIALS	85.00		1179
23130	02/22/11	NORTH070 NORTH JERSEY MEDIA GROUP	499.09		1179
23131	02/22/11	ORGAN010 ORGANIC RECYCLING, INC.	20,304.00		1179
23132	02/22/11	OUTST010 OUTSTANDING SERVICE CO., INC.	359.40		1179
23133	02/22/11	PARAM010 PARAMUS AUTO MALL CHEVROLET	268.19		1179
23134	02/22/11	PETER010 PETER MAURO	328.01		1179
23135	02/22/11	POWER050 POWERTECH MOTION CONTROL	532.44		1179
23136	02/22/11	PSEG0010 P S E & G	5,167.48		1179
23137	02/22/11	QSEND010 QSCEND TECHNOLOGIES INC	1,500.00		1179

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16:08:16

BOROUGH OF PARK RIDGE
Check Register By Check Date

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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
23138	02/22/11	QUACK010 QUACKENBUSH LUMBER	1,992.04		1179
23139	02/22/11	RICOH010 RICOH BUSINESS SYSTEMS, INC.	303.51		1179
23140	02/22/11	ROBER050 ROBERT LUDWIG	186.38		1179
23141	02/22/11	RUBEN RUBENSTEIN, MEYERSON, FOX,	12,959.83		1179
23142	02/22/11	RUGGE010 RUGGED OUTFITTERS, INC.	361.68		1179
23143	02/22/11	SHOWA010 SHOWALTERS AUTO & EQUIPMENT, I	399.00		1179
23144	02/22/11	SYMET010 SYMETRA LIFE INSURANCE CO/GROU	131.10		1179
23145	02/22/11	TCTAO020 TCTA OF NEW JERSEY	75.00		1179
23146	02/22/11	TECHN010 TECHNICAL ASSISTANT ASSOC B/P	40.00		1179
23147	02/22/11	TELVU005 TELVUE	300.00		1179
23148	02/22/11	THERI020 THE RIDGEWOOD NEWS	19.50		1179
23149	02/22/11	THYKR010 THYSSENKRUPP ELEVATOR	387.15		1179
23150	02/22/11	UNIVE005 UNIVERSAL AWARDS	157.20		1179
23151	02/22/11	VANWE010 VANWELL ELECTRONICS INC.	558.50		1179
23152	02/22/11	WILLI070 WILLIAM I. DIEDTRICH, JR.	169.50		1179
23153	02/22/11	WNGRA010 W. W. GRAINGER, INC.	219.84		1179
23154	02/22/11	ZZCAM010 LINDA CAMPION	75.00		1179
23155	02/22/11	ZZMAG010 ELIZABETH MAGGIO	151.62		1179
23156	02/22/11	ZZMCW010 KIMBERLY MCWILLIAMS	100.00		1179
23157	02/22/11	ZZTHO010 JOHN THOMAS	162.56		1179

Checking Account Totals	Paid	Void	Amount Void	Amount Paid
Checks:	69	0	0.00	112,298.00
Direct Deposit:	0	0	0.00	0.00
Total:	69	0	0.00	112,298.00

Report Totals	Paid	Void	Amount Void	Amount Paid
Checks:	69	0	0.00	112,298.00
Direct Deposit:	0	0	0.00	0.00
Total:	69	0	0.00	112,298.00

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16:09:51

BOROUGH OF PARK RIDGE
Check Register By Check Date

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Range of Checking Accts: 04CAPITAL to 04CAPITAL Range of Check Dates: 02/09/11 to 02/22/11
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
04CAPITAL					
CAPITAL					
1391	02/22/11	AAAEM010 AAA EMERGENCY SUPPLY CO., INC.	8,172.00		1180
1392	02/22/11	OWLC0010 OWL CONTRACTING	399.06		1180
1393	02/22/11	PARKR040 PARK RIDGE FLOORING, INC.	149.41		1180
1394	02/22/11	QUACK010 QUACKENBUSH LUMBER	54.44		1180
1395	02/22/11	TMASS010 T&M ASSOCIATES	3,368.72		1180

Checking Account Totals	Paid	Void	Amount Void	Amount Paid
Checks:	5	0	0.00	12,143.63
Direct Deposit:	0	0	0.00	0.00
Total:	5	0	0.00	12,143.63

Report Totals	Paid	Void	Amount Void	Amount Paid
Checks:	5	0	0.00	12,143.63
Direct Deposit:	0	0	0.00	0.00
Total:	5	0	0.00	12,143.63

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16:10:17

BOROUGH OF PARK RIDGE
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Range of Checking Accts: 16ESCROW to 16ESCROW Range of Check Dates: 02/09/11 to 02/22/11
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
16ESCROW		ESCROW			
1367	02/22/11	BROOK010 BROOKER ENGINEERING, P.L.L.C.	0.00	02/22/11 VOID	0
1368	02/22/11	BROOK010 BROOKER ENGINEERING, P.L.L.C.	2,882.50		1181
1369	02/22/11	BURGI010 BURGIS ASSOCIATES, INC.	0.00	02/22/11 VOID	0
1370	02/22/11	BURGI010 BURGIS ASSOCIATES, INC.	4,540.75		1181
1371	02/22/11	JOHNE020 JOHN E. TEN HOEVE, JR., ESQ.	1,069.50		1181
1372	02/22/11	NORTH070 NORTH JERSEY MEDIA GROUP	51.32		1181
1373	02/22/11	WEATH010 WEATHER DECISION TECHNOLOGIES,	216.66		1181
Checking Account Totals					
			Paid	Void	Amount Paid
			-----	-----	-----
		Checks:	5	2	0.00
		Direct Deposit:	0	0	0.00
		Total:	5	2	0.00
Report Totals					
			Paid	Void	Amount Paid
			-----	-----	-----
		Checks:	5	2	0.00
		Direct Deposit:	0	0	0.00
		Total:	5	2	0.00

02/20/11
16:10:42

BOROUGH OF PARK RIDGE
Check Register By Check Date

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Range of Checking Accts: MUN OPEN SPACE to MUN OPEN SPACE Range of Check Dates: 02/09/11 to 02/22/11
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
MUN OPEN SPACE		MUNICIPAL OPEN SPACE TRUST			
1035	02/22/11	RUBEN RUBENSTEIN, MEYERSON, FOX,	433.00		1182
Checking Account Totals					
			Paid	Void	Amount Paid
			-----	-----	-----
		Checks:	1	0	0.00
		Direct Deposit:	0	0	0.00
		Total:	1	0	0.00
Report Totals					
			Paid	Void	Amount Paid
			-----	-----	-----
		Checks:	1	0	0.00
		Direct Deposit:	0	0	0.00
		Total:	1	0	0.00

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 011-072**

2010 APPROPRIATION RESERVE TRANSFERS

WHEREAS, certain 2010 Budget Appropriation Reserves are in excess of requirements; and

WHEREAS, other 2010 Budget Appropriation Reserves are insufficient to pay expenditures contracted before the end of the fiscal year and are payable at this time.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the following appropriation transfers be made:

<u>FROM</u>		<u>TO</u>	
Vehicle Maint-O/E	\$11,000	Tax Collection-O/E	\$1,100
Legal Services-O/E	\$8,300	Telephones	\$1,600

**BOROUGH OF PARK RIDGE
 RESOLUTION NO. 011-073**

TRANSFER OF APPROPRIATIONS

WHEREAS, certain 2010 Budget Appropriations are in excess of requirements; and

WHEREAS, other 2010 Budget Appropriations are insufficient to pay expenditures contracted before the end of the fiscal year

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the following appropriations transfers be made retroactive to December 31, 2010:

From:		To:	
Sewer – S&W	\$7,000	Tri-Boro-O/E	\$21,500
Sewer-O/E	\$8,000		
Gas	\$6,500		
Total	\$21,500	Total	\$21,500

**BOROUGH OF PARK RIDGE
 RESOLUTION NO. 011-074**

APPOINT ACTING CLERK IN ABSENCE OF BOROUGH CLERK AND DEPUTY CLERK

BE IT RESOLVED that in the absence of the Borough Clerk and Deputy Borough Clerk that the Borough Administrator shall be designated as the Acting Borough Clerk.

COMMUNICATIONS:

None.

OLD BUSINESS:

None.

NEW BUSINESS:

None.

REPORTS OF THE GOVERNING BODY:

Councilmember Viola: Reported that the Library Board met and believed the Trustees were taking issue with the concept of returning surplus as mandated by the State. Board of Health met and were concerned that the original animal control ordinance was tabled; no notification from the Council to the BOH; they requested a direct communication from the Mayor’s office; Acting Mayor Maguire advised so noted. Councilmember Viola advised the Fire Dept. is thankful for the revised LOSAP and he complimented the members of the Dept.

Councilmember Hopper: Had a good month. Recreation Committee met – Easter Egg Hunt scheduled for April 16th; business sponsorships starting to roll in. Day Camp moving along; met with co-directors (same from last year who will be returning). Youth golf program in April – already have 40 registrants. Information about March Family Bowling Night will be on website. The Green Team working on Sustainable Jersey Certification; they will have an information table at the Easter Egg Hunt; their next meeting scheduled for March 15th and the BCUA will present a program on composting. Shared Services Subcommittee met in January – each member Councilmember tasked to do homework.

Councilmember Misciagna: None.

Councilmember Kane: None.

Councilmember Kilmartin: None.

Council President Maguire: The Road Department continued to do a fine job with yesterday's storm; Electric Utility employees also have been busy – one of the new PSEG feeder line completed and we are working on the removal of the old line and poles. Water Utility employees have also been busy with water main breaks. Chamber of Commerce please with new banners recently installed throughout the Borough. PKRG has been busy with fresh content and the audio issue has been resolved. Mentioned the information on the website about the resolution recently adopted by the Mayor and Borough Council in support of the Pascack Valley Hospital and information for residents if they wished to send a letter in support of the reopening to the State.

APPROVAL OF MINUTES

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

Minutes of the Mayor and Council meeting of January 1, 2011
Councilman Viola to abstain

Closed and Work Session minutes dated February 1, 2011

Closed and Work Session Minutes dated February 8, 2011

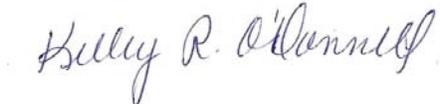
A motion was made by Councilmember Hopper and seconded by Councilmember Kane to confirm.

Roll Call: Councilmember Viola – yes; Councilmember Hopper –yes; Acting Mayor Maguire – yes; Councilmember Kane –yes; Councilmember Kilmartin –yes.

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

Meeting adjourned at 9:15 p.m.

Respectfully submitted,



Kelley R. O'Donnell, RMC
Borough Clerk