

Municipal Building
Borough of Park Ridge
March 26, 2013–8:20 pm

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

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

ROLL CALL:

Present: Councilmember Kilmartin, Councilmember Oppelt,
Councilmember Bosi, Councilmember Hopper, Council President Misciagna,
Mayor Maguire

Absent: Councilman Galdi

Also Present: John Ten Hoeve, Jr., Esq. Borough Attorney
Kelley O'Donnell, Borough Clerk/Administrator

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

SUSPEND THE REGULAR ORDER OF BUSINESS

Mayor Maguire calls for a motion to suspend the regular order of business to recognize the heroic efforts of P.O. Hoffman and P.O. Stowe.

A motion was made by Councilman Bosi and seconded by Councilman Oppelt to confirm.

AYES: Councilmembers, Kilmartin, Oppelt, Bosi, Hopper, Council President Misciagna

Chief Madden: Thanked everyone for being here. I especially want to recognize a couple of our ambulance people, Heather McGee and Joe Hughes. They were there on the night of the occasion we are celebrating tonight. Just to give everybody a little background, we are here to celebrate an event that happened in December last year, unfortunately, but because of council sessions being a little booked and trying to get all the parties together to celebrate this occasion we finally are doing it tonight. It's one of those opportunities as a Chief of Police I am very honored to recognize an outstanding achievement from two of my officers. I am not going to get into it, I will let the commissioner. It is one of the many things our officers do for our communities in a small town like Park Ridge and I think because of our response time you will see we had a very good result. I know Mrs. Coe wants to come up and say a few words a little later. I will now turn it over to Commissioner Misciagna.

Council President Misciagna: I see we have the safest room in the borough. Thanks guys for all being here. As Police Commissioner I always sing your praises. We had a phenomenal year last year. We are proud of the whole force. I can spend a half an hour here on all the other things you did but tonight is a special night because someone's life was saved. I want to just do a little explanation on to what happened that evening on December 21, 2012. Officer Stowe and Officer Hoffman responded to the home of a 79 year old borough resident experiencing chest pain. The officer entered the house and found the woman sitting at the kitchen table. They started asking her medical questions and history. She responded when suddenly she started to wince in pain and her eyes rolled back in her head and her body went limp. Officers immediately moved her to the floor and checked her vitals. She was not breathing and had no pulse. Officers advised dispatch that she had coded and started CPR. After about 15 compressions the woman started to respond and breathe on her own. Officers assisted her until the ambulance and paramedics arrived. Tri- Boro Ambulance and Paramedics' responded and transported her to the hospital. She has recovered and is doing well. Based on the heroic actions on this night, we would like to recognize them with a proclamation and life saving certificate. They have also

been nominated to receive awards from the PBA and Bergen County Chief Association for the records thank you, gentleman.

Mayor Maguire: Thank you, Police Commissioner Misciagna. I am glad we have Mrs. Coe with us today. I have known her for many years. She is long time resident of Park Ridge, piano instructor and we are thrilled that she is here and doing great. So Officers Hoffman and Stowe please come on up. Let's give them a round of applause. I will read the proclamation for you.

Whereas, Park Ridge Police Officers Daniel Hoffmann and Todd Stowe were on duty December 21, 2012 in Borough of Park Ridge that both Police officers responded to a call that resident was suffering from chest pain and finding resident unable to speak and unresponsive and whereas said Police officers immediately administered procedures to resuscitate the resident including the use of the automatic external fibulator and whereas said resident survived as result of the efforts of Police Officers Daniel Hoffman and Todd Stowe.

Whereas, the Mayor and Council of the Borough of Park Ridge will like to honor and thank Police Officers Daniel Hoffman and Todd Stowe for their confident, expeditious, professional performance of their duties.

Now, therefore, being proclaimed by the Mayor and Council of the Borough of Park Ridge hereby recognizes and honors Police Officers Daniel Hoffman and Todd Stowe for their exemplary actions on and behalf of the entire Borough of Park Ridge.

Congratulations. We all appreciate what you do and it's very important to everyone in town.

Mrs. Coe: I hadn't planned to because I feel very embarrassed to have the news out that I was in such dire condition. There were a couple of things I noticed as a teacher and an observer of people. Even though I was on the floor and was out, I saw something in these two gentlemen that are here and how they assessed the situation and immediately went to work and did it without second thought. About three weeks later, I received a phone call and that surprised me more than anything from Mr. Hoffman asking how I was. That just amazed me - just want to mention that as well.

Mayor Maguire: Thank you, Mrs. Coe

AGENDA CHANGES

The following Resolutions are added to the Consent Agenda:

- #013-107 – Authorizing Execution of License Agreement with United Water
- #013-108 – Approval of Request – Filming Permit-ABC News – What Would You Do
- #013-109 – Temporary Capital Budget Amendment
- #013-110 – Authorizing Supplemental Agreement with US Tank Painting

PUBLIC PRIVILEGE OF THE FLOOR:

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

George Heller: 80 Second Street - Last night the school Board of Ed had their annual budget hearing - four people were there. I was disappointed that the Board of Ed has withheld the right of the residents of Park Ridge to vote on their annual budget. They normally mailed their budget brochure a few days before so that residents could familiarize themselves. Not mailed available for pick up afternoon of Friday. Not much notice for the residents to learn of the budget. Falls short of what is expected - knows Borough and School Board have a "hands off" approach with each other and spending over 26 million of the tax payers' funds. I wish they can be called account for that. I was disappointed that no one from the governing body was there. You have the responsibility for collecting taxes- most of which goes to school. There were a number of issues that were brought up on how they are spending money. Some of the terminology used in the budget procure was not comforting to me or the other two members that attended. I feel compelled to bring this to your attention because it's not handled in the traditional Park Ridge way. Before I get to my normal questioning, Terry, there is an ordinance being added to the agenda and several rows of resolutions. I guess you will handle the ordinance and discussion on

it. On the resolutions that Kelley read off, is there anything important that someone should be aware of so they can ask questions about.

Mayor Maguire: these are what you would use the term business as usual items. The first ordinance is to pay a contractor the portion of the payment for the water tank. The other is we are having a cleanup and what to access the United Water property - just authorizing license agreement. We have a permit request from film crew, temporary budget amendment, and the US Tank painting.

Mr. Heller: Normal, not exciting.

Mayor Maguire: We are not changing the health benefits of the employees. That was a joke by the way.

Mr. Heller: Item number #9, one of my favorite subjects you are authorizing Engineering Services for \$ 61,000 and change for the 2013/2014 Road Improvement program. Apparently you pay the engineer a regular hourly rate as work goes on. What is the hourly rate?

Mayor Maguire: We did negotiate the rate? Rich, do you remember?

Councilmember Bosi: I don't know the rate? I think it's \$140.00 an hour. I will confirm that for you.

Mr. Heller: by quick arithmetic is like \$400.00 an hour.

Councilmember Bosi: when it comes down to the Road Program, Eve sent a proposal and we were not happy with that so she reduced her overall cost to a little less than 10% of project. Usually, when there is both curbs and roads it's about 15%. We were able to negotiate her fee down to 7.5% - the new number.

Mr. Heller: Ok, let's say what you pay her is the hourly rate - is the work progress supposedly the amount of work or less than whatever number of hours like 400 hours. Supposedly if she finishes her work there are fewer hours earlier, would it add up to 61,000? Would the total be less than \$61,000?

Mayor Maguire: Yes, she has to submit a voucher for everything and the vouchers are reviewed and approved.

Councilmember Bosi: It's not to exceed George - she cannot exceed \$61,000.

Mr. Heller: Ok, can she be paid less than \$61,000.

Councilmember Bosi: Conceivably yes, unless there is a change order.

Mr. Heller: Ok, the next and last question is -I did not see any reference to the catch basin and work that has been discussed before on Ridge Avenue west off the interchange Sixth Street going down to Pascack Road.

Councilman Bosi: I can answer that George. We are still waiting to hear back from the state regarding the DOT grants we submitted from Ridge. Usually we hear back around November. Just asked Kelley today but we didn't hear anything back yet. That is part of the DOT Grant we requested.

Mr. Heller: If I recall correctly, the County is involved with that as well. It seemed to have been one of her excuses to do the right thing in the first place. On the drainage and catch basin on Sixth and Leroy and Ridge, has that been resolved?

Mayor Maguire: Once we start doing the engineering we would have to get the County's approval on that. We still have to review it with them and get their approval because it's a County Road.

Mr. Heller: Ok, my usual question - do we have an update on the Police Consolidation Study.

Mayor Maguire: We received a revised draft last week. The Advisory Committee will meet again - they have not set that date yet. My assumption is once we meet the Advisory Committee we will schedule the public hearings meeting to represent the findings of the study.

Mr. Heller: I believe that when I read the fine print you're obligated to have this report available to the people of Park Ridge at least two weeks before your public hearing.

Mayor Maguire: That sounds more than appropriate.

Mr. Heller: Thank you.

Council President Misciagna: George, I am the Board of Ed liaison for the Council. I did not make last night's meeting because I had work engagements I could not miss. I want to thank you for pointing that out to everybody that I wasn't there. But I have been to every other meeting.

Mr. Heller: I had no recollection of you not being there. But you wouldn't have had a good time at it. I am sure your work was more pleasant. I missed you.

Mayor Maguire: Thank you, Mr. Heller:

William Fenwick: 5 Mae Court - I would like to thank the Council for putting the Council meetings on the town calendar on the website. Thank you very much for doing that. Second question - will there be a parking restriction on portion of Ridge Avenue giving that I live in the neighborhood - why would they do that?

Mayor Maguire: There was an auto accident in front of the American Legion recently which triggered us to review the parking in front of the American Legion there and the goal is not to have people park in-between the driveways. There so many people pulling in and out – They can see better.

Mr. Fenwick: Thank you very much.

ORDINANCES – INTRODUCTION

BOROUGH OF PARK RIDGE ORDINANCE NO. 2013-006

AN ORDINANCE AMENDING CHAPTER 97-31 ENTITLED "SCHEDULE I, NO PARKING", OF THE CODE OF THE BOROUGH OF PARK RIDGE, NEW JERSEY

Mayor Maguire asks for a motion to introduce on first reading Ordinance No. 2013-006, An Ordinance amending Chapter 97-31 Entitled "Schedule I, No Parking", of the Code of the Borough of Park Ridge, New Jersey

A motion was made by Council President Misciagna and seconded by Councilman Bosi to confirm.

Councilmembers, Kilmartin, Oppelt, Bosi, Hopper, Council President Misciagna

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

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**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2013-006**

**AN ORDINANCE AMENDING CHAPTER 97-31 ENTITLED "SCHEDULE I, NO PARKING", OF THE
CODE OF THE BOROUGH OF PARK RIDGE, NEW JERSEY**

WHEREAS, Chapter 97-31 of the Code of the Borough of Park Ridge establishes regulations restricting the parking of vehicles on various streets within the Borough; and

WHEREAS, the Mayor and Council of the Borough of Park Ridge believe that it is in order to protect the safety of the residents of the Borough, and in order to provide for appropriate vehicular traffic and parking, said Chapter should be amended to restrict the parking of vehicles on certain portions of Ridge Avenue within the Borough,

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 97-31 entitled "Schedule I- No Parking", of the Code of the Borough of Park Ridge be and is hereby amended as follows:

SECTION ONE: Chapter 97-31 of the Code of the Borough of Park Ridge is hereby amended to include the following new, additional no parking restriction:

"Name of Street	Side	Location
Ridge Avenue	North	From a point 221 feet West of the Centerline of Second Street to a Point 344 feet West of the Center-Line of Second Street."

SECTION TWO: All other provisions of Chapter 97-31 shall remain unchanged.

SECTION THREE: **Severability.** The provisions of this ordinance are hereby declared to be severable. Should any section, paragraph, subparagraph, provision, sentence, or part hereof be declared invalid or unconstitutional, said finding shall not affect any other section, paragraph, subparagraph, provision, sentence, or part thereof and the remainder of this ordinance shall be deemed valid and effective.

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

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

Mr. Ten Hoeve: There no parking rule is the one you just explained.

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

Speaker: None

Mayor Maguire asks 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 April 9, 2013.

A motion was made by Council President Misciagna and seconded by Councilman Bosi to confirm.

Councilmembers, Kilmartin, Oppelt, Bosi, Hopper, Council President Misciagna

**BOROUGH OF PARK RIDGE
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO. 2013-007**

A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$31,000 FOR THE MONITORING OF FORMER UNDERGROUND STORAGE TANK LOCATIONS BY THE BOROUGH OF PARK RIDGE AND TO APPROPRIATE \$31,000 FROM GENERAL CAPITAL SURPLUS

Mayor Maguire asks for a motion to introduce on first reading Ordinance No. 2013-007, A Capital Ordinance appropriating the sum of \$31,000 for the monitoring of former underground storage tank locations by the Borough of Park Ridge and to appropriate \$31,000 from general capital surplus.

A motion was made by Council President Misciagna and seconded by Councilman Oppelt to confirm.

Councilmembers, Kilmartin, Oppelt, Bosi, Hopper, Council President Misciagna

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

**BOROUGH OF PARK RIDGE
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO. 2013-007**

A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$31,000 FOR THE MONITORING OF FORMER UNDERGROUND STORAGE TANK LOCATIONS BY THE BOROUGH OF PARK RIDGE AND TO APPROPRIATE \$31,000 FROM GENERAL CAPITAL SURPLUS

BE IT ORDAINED, by the Borough Council of the Borough of Park Ridge in the County of Bergen, New Jersey (not less than two-thirds of all members thereof affirmatively concurring) as follows:

SECTION 1. The improvement described in Section 2 of this Ordinance is hereby respectively authorized as a general improvement to be made by the Borough of Park Ridge, New Jersey, for the said improvements or purposes stated in Section 2, there are hereby appropriated the sum of money therein stated as the appropriation made for said improvement or purpose, said sum being inclusive of all appropriations herefore made thereof and amounting in the aggregate to \$31,000 which is now available from General Capital Surplus.

SECTION 2. The Borough of Park Ridge, in the County of Bergen, State of New Jersey, is hereby authorized to provide for the following:

The monitoring of former Underground Storage Tank sites located at the former Police Department and the Department of Public Works garage including but not limited to groundwater testing and permit fees. \$31,000

SECTION 3. It is hereby determined and stated:

- (a) That said purpose is not a current expense. That the same is an improvement which the municipality may lawfully make and that no part of the cost of said improvement has been or shall be specifically be assessed on properties specifically benefited.
- (b) It is not necessary to finance said appropriation by the issuance of obligations by the Borough of Park Ridge pursuant to the Local Bond Law of the State of New Jersey, for the reason that monies sufficient to cover the appropriation thereof shall be available from General Capital Surplus in the amount of \$31,000.

SECTION 4. The Capital Budget of the Borough of Park Ridge is hereby amended or established to conform with the provisions of this Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing all detail of the amended or temporary Capital Budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the Clerk and is available for public inspection.

SECTION 5. The sum of \$31,000 is hereby appropriated for the aforementioned purpose.

SECTION 6. It is hereby determined and stated that no supplemental debt statement is required to be made and signed in connection with said appropriation, since the gross debt of the municipality, as defined under the Local Bond Law, is not increased by this Ordinance and no obligations in the matter of notes or bonds are authorized by this Ordinance.

SECTION 7. This Ordinance shall take effect after publication thereof and final passage as required by law.

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

Mr. Ten Hoeve: An ordinance to provide funds to monitor two sites former Police Department site and DPW site for DEP is requiring us to motor underground tanks for ground water

monitoring. The borough auditor has advised us that capital surplus funds can be used and not necessary to do any bonding.

Mayor Maguire: Thank you

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

Speaker: None

Mayor Maguire asks 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 April 9, 2013.

A motion was made by Council President Misciagna and seconded by Councilman Bosi to confirm.

Councilmembers, Kilmartin, Oppelt, Bosi, Hopper, Council President Misciagna

ORDINANCES – PUBLIC HEARING

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2013-001**

BOND ORDINANCE TO AUTHORIZE THE 2013/2014 ROAD, CURB, DRAINAGE AND SIDEWALK IMPROVEMENT PROGRAM IN, BY AND FOR THE BOROUGH OF PARK RIDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$770,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

Mayor Maguire asks for a motion to open the Public Hearing on Ordinance No. 2013-001; a Bond Ordinance to Authorize the 2013/2014 Road, Curb, Drainage and Sidewalk Program in, by and for the Borough of Park Ridge, in the County of Bergen, State of New Jersey, to appropriate the sum of \$770,000 to pay the cost thereof, to make a down payment, to authorize the issuance of bonds to finance such appropriation and to provide for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds.

A motion was made by Councilman Bosi and seconded by Councilmember Kilmartin to confirm.

AYES: Councilmembers, Kilmartin, Oppelt, Bosi, Hopper, Council President Misciagna

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

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2013-001**

BOND ORDINANCE TO AUTHORIZE THE 2013/2014 ROAD, CURB, DRAINAGE AND SIDEWALK IMPROVEMENT PROGRAM IN, BY AND FOR THE BOROUGH OF PARK RIDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$770,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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

Section 1. The Borough of Park Ridge, in the County of Bergen, State of New Jersey (the "Borough") is hereby authorized to undertake the 2013/2014 Road, Curb, Drainage and Sidewalk Improvement Program at various locations in, by and for the Borough, as set forth on a list on file or to be placed on file with the Borough Clerk and hereby approved as if set forth herein in full and available for public inspection during regular business hours. Depending upon the contract price and other exigent circumstances, and upon approval by the Borough Council, there may be additions to or deletions from the aforesaid list. It is hereby determined and stated that said roads being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"). Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$770,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of said Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of said Borough pursuant to the Local Bond Law, and (3) the estimated cost of said purpose is \$770,000, and (4) \$37,000 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$733,000, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$77,000 which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. It is hereby determined and stated that moneys exceeding \$37,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough, are now available to finance said purpose. The sum of \$37,000 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 5. To finance said purpose, bonds of said Borough of an aggregate principal amount not exceeding \$733,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$733,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by

the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

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

Section 9. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$733,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

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

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

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

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

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

Mayor Maguire asks the Borough Administrator to give a brief description of this ordinance:

Ms. O'Donnell: It put in place the funding required to pay the professional Planner and Engineer for Mill Pond Park Phase II Walk Way.

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

Speaker: None

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

A motion was made by Councilmember Kilmartin and seconded by Councilman Bosi to confirm.

AYES: Councilmembers, Kilmartin, Oppelt, Bosi, Hopper, Council President Misciagna

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2013-002**

**A GENERAL CAPITAL ORDINANCE AMENDING ORDINANCE 2012-2013
AUTHORIZING IMPROVEMENTS TO MILL POND PARK AND DAVIES
(MEMORIAL) FIELD TRAILWAY AND APPROPRIATING AN ADDITIONAL \$23,300
FROM THE BOROUGH OF PARK RIDGE OPEN SPACE TRUST FUND**

Mayor Maguire asks for a motion to open the Public Hearing on Ordinance No. 2013-002; a General Capital Ordinance amending Ordinance 2012 Authorizing Improvements to Mill Pond Park and Davies (Memorial) Field Trailway and Appropriating an Additional \$23,300 from the Borough of Park Ridge Open Space Trust Fund.

A motion was made by Council President Misciagna and seconded by Councilman Bosi to confirm.

AYES: Councilmembers, Kilmartin, Oppelt, Bosi, Hopper, Council President Misciagna

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

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2013-002**

**A GENERAL CAPITAL ORDINANCE AMENDING ORDINANCE 2012-013 AUTHORIZING
IMPROVEMENTS TO MILL POND PARK AND DAVIES (MEMORIAL) FIELD TRAILWAY AND
APPROPRIATING AN ADDITIONAL \$23,300 FROM THE BOROUGH OF PARK RIDGE OPEN SPACE
TRUST FUND**

BE IT ORDAINED, by the Governing Body of the Borough of Park Ridge in the County of Bergen, New Jersey (not less than two-thirds of all members thereof affirmatively concurring) as follows:

SECTION 1. Ordinance 2012-013 of the Borough of Park Ridge, New Jersey adopted by the governing body thereof on September 11, 2012 is hereby amended to the extent and with the effect that Section 1, Section 2, Section 3(b) and Section 5 thereof shall read as follows (changed text is underscored):

SECTION 1. The improvement described in Section 2 of this Ordinance is hereby respectively authorized as a general capital improvement to be made by the Borough of Park Ridge, New Jersey, for the said improvements or purposes stated in Section 2, there are hereby appropriated the sum of money therein stated as the appropriation made for said improvement or purpose, said sum being inclusive of all appropriations herefore made thereof and amounting in the aggregate to \$135,010 of which from the Bergen County Open Space Trust Fund Municipal Program for Park Improvement and Development for 2011 Award Year pursuant in the execution of Contract No. TFMP-PR-12-00305 dated July 19, 2012, from the Executive Director of the Open Space Trust Fund; \$55,855 has been awarded and the amount of \$79,155 is funded from the Borough of Park Ridge Open Space Trust Fund, a portion of which is a dollar for dollar match for the Bergen County Open Space Trust Fund Municipal Program for Park Improvement and Development for 2011 Award Year grant.

SECTION 2. The Borough of Park Ridge, in the County of Bergen, State of New Jersey, is hereby authorized to provide for the following:

The purpose for which these appropriations are authorized is to install a pedestrian trail through Mill Pond Park and Davies (Memorial) Field as a continuation of a borough-wide trail system including all work, materials and costs necessary therefore or incidental thereto \$135,010

SECTION 3. It is hereby determined and stated:

(b) It is not necessary to finance said appropriation by the issuance of obligations by the Borough of Park Ridge pursuant to the Local Bond Law of the State of New Jersey, for the reason that monies sufficient to cover the appropriation thereof shall be available from the Borough of Park Ridge Open Space Trust Fund in the amount of \$79,155, a portion of which is a dollar for dollar match for the Bergen County Open Space Trust Fund Municipal Program for Park Improvement and Development for 2011 Award Year grant in the amount of \$55,855.

SECTION 5. The sum of \$135,010 is hereby appropriated for the aforementioned purpose.

SECTION 3. The Capital Budget of the Borough of Park Ridge is hereby amended or established to conform with the provisions of this Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing all detail of the amended or temporary Capital Budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available for public inspection.

SECTION 4. It is hereby determined and stated that no supplemental debt statement is required to be made and signed in connection with said appropriation, since the gross debt of the municipality, as defined under the Local Bond Law, is not increased by this Ordinance and no obligations in the matter of notes or bonds are authorized by this Ordinance.

SECTION 5. This Ordinance shall take effect after publication thereof and final passage as required by law.

Mayor Maguire asks the Borough Administrator to give a brief description of this ordinance:

Ms. O'Donnell: it put in place the funding required to pay the professional Planner and Engineer for Mill Pond Park Phase II Walk Way.

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

Speaker: None

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

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

AYES: Councilmembers, Kilmartin, Oppelt, Bosi, Hopper, Council President Misciagna

Mayor Maguire advises that the Public Hearing on Ordinance 2013-003 has been adjourned to April 9, 2013.

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2013-003**

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW INFORMATION TECHNOLOGY EQUIPMENT AND A NEW FIRE ENGINE AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF PARK RIDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,304,710 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF

BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

Mayor Maguire asks for a motion to open the Public Hearing on Ordinance No. 2013-003; a Bond Ordinance to Authorize the Making of Various Public Improvements and the Acquisitions of New Additional or Replacement Equipment and Machinery, New Communication and Signal Systems Equipment, New Information Technology Equipment and a New Fire Engine and New Automotive Vehicles, Including Original Apparatus and Equipment, in, by and for the Borough of Park Ridge, in the County of Bergen, State of New Jersey, to appropriate the sum of \$1,304,710 to pay the cost thereof, to make a down payment, to authorize the issuance of bonds to finance such appropriation and to provide for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

A motion was made by Councilman Bosi and seconded by Councilmember Kilmartin to confirm.

AYES: Councilmembers, Kilmartin, Oppelt, Bosi, Hopper, Council President Misciagna

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

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2013 - 003**

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW INFORMATION TECHNOLOGY EQUIPMENT AND A NEW FIRE ENGINE AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF PARK RIDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,304,710 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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

Section 1. The Borough of Park Ridge, in the County of Bergen, State of New Jersey (the "Borough") is hereby authorized to make various public improvements and to acquire new additional or replacement equipment and machinery, new communication and signal systems equipment, new information technology equipment and a new fire engine and new automotive vehicles, including original apparatus and equipment, in, by and for said Borough, as more particularly described in Section 4 hereof. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. There is hereby appropriated to the payment of the cost of making the improvements described in Sections 1 and 4 hereof (hereinafter referred to as "purposes"), the respective amounts of money hereinafter stated as the appropriation for said respective purposes. Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that the making of such improvements is not a current expense of said Borough.

Section 4. The several purposes hereby authorized for the financing of which said obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and Amounts" which schedule also shows (1) the amount of the appropriation and the estimated cost of each such purpose, and (2) the amount of each sum which is to be provided by the down payment hereinafter appropriated to finance such purposes, and (3) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (4) the period of usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Undertaking of various improvements to public buildings and property, including, but not limited to, (i) renovation of the old radio room and upgrading of the existing generator at Police Headquarters, (ii) installation of access/security system at various public buildings and properties, (iii) installation of safety coating on the apparatus floor at the Fire House, (iv) various improvements to the Pistol Range, (v) various improvements to Borough Hall and (vi) rehabilitation of the Colony Softball Field. It is hereby determined and stated that said public buildings being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Appropriation and Estimated Cost	\$316,000
Down Payment Appropriated	\$ 15,050
Bonds and Notes Authorized	\$300,950
Period of Usefulness	15 years

B. Acquisition of new communication and signal systems equipment consisting of radio equipment for the use of the Police Department.

Appropriation and Estimated Cost	\$ 6,600
Down Payment Appropriated	\$ 320
Bonds and Notes Authorized	\$ 6,280
Period of Usefulness	10 years

C. Acquisition of new additional or replacement equipment and machinery for the use of various Borough departments, offices and agencies:

Fire Department

air monitoring equipment
industrial tumble dryer

Sewer Department

manhole inflow protection inserts

Buildings and Grounds

riding mower

Appropriation and Estimated Cost	\$ 26,200
Down Payment Appropriated	\$ 1,250
Bonds and Notes Authorized	\$ 24,950
Period of Usefulness	15 years

D. Acquisition of a new fire engine/pumper, including original apparatus and equipment.

Appropriation and Estimated Cost	\$670,000
Down Payment Appropriated	\$ 31,910
Bonds and Notes Authorized	\$638,090
Period of Usefulness	10 years

E. Acquisition of new information technology equipment, new additional or replacement equipment and machinery and new automotive vehicles, including original apparatus and equipment, for the use of various Borough departments, offices and agencies:

Road Department

dump truck with plow
rack body utility truck with lift gate and plow

Police Department

SUV
evidence management system
computer equipment
E-ticketing system for police vehicles

Fire Department

turnout gear

Appropriation and Estimated Cost	\$285,910
Down Payment Appropriated	\$ 14,180
Bonds and Notes Authorized	\$271,730
Period of Usefulness	5 years

Aggregate Appropriation and Estimated Cost	\$1,304,710
Aggregate Down Payment Appropriated	\$ 62,710
Aggregate Amount of Bonds and Notes Authorized	\$1,242,000

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$25,000 which is estimated to be necessary to finance the cost of such purposes, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 6. It is hereby determined and stated that moneys exceeding \$62,710, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough, are now available to finance said purposes. The sum of \$62,710 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 7. To finance said purposes, bonds of said Borough of an aggregate principal amount not exceeding \$1,242,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 8. To finance said purposes, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$1,242,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 9. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 10. It is hereby determined and declared that the average period of usefulness of said purposes, according to their reasonable lives, taking into consideration the respective amounts of bonds or notes authorized for said purposes, is a period of 10.21 years computed from the date of said bonds.

Section 11. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$1,242,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 12. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purposes, shall be applied to the payment of the cost of such purposes, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purposes shall be reduced accordingly.

Section 13. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 14. The Borough intends to issue the bonds or notes to finance the cost of the improvements described in Sections 1 and 4 of this bond ordinance. If the Borough incurs such costs prior to the

issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 15. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 16. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Mayor Maguire asks the CFO to give a brief description of this ordinance:

Ms. Ennis: As part of this year budget process a five year capital plan was developed. The ordinance is a multipurpose bond ordinance for \$1, 304,710 which authorizes the funding for various capital budgets outlined in the ordinance and included in this year budget. I will like to note that no expenditures will be made until quotes bids or state contracts are approved by the Mayor and Council.

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

Councilman Hopper: The bond ordinance now before us requests Council approval of a \$1.3 million bond issuance that would increase Park Ridge's municipal debt level (exclusive of its utility and school bonds) to a total level of nearly \$17 million. Yet we only have a 12 Million dollar budget. Two key issues that we need to consider prior to approving this request are whether it is (a) affordable and (b) how does Park Ridge measure up to surrounding towns in terms of its overall debt load.

Unfortunately, the passage of this bond ordinance fails on both of these measures. By passing this bond ordinance tonight, the Council will only put further financial pressure on the taxpayers of Park Ridge and continue to exacerbate the borough's current, overloaded debt level. The passage of this motion will increase the annual municipal debt service load and will continue to further skew our debt load in comparison to other towns.

Our annual debt service requirement is already the 2nd highest expense in our budget after wages and pension expense. With the passage of this ordinance, we will simply be adding to an already unaffordable annual debt service level of \$1.3 million each year. While other townships are looking to pare down their municipal debt, Park Ridge is going in the opposite direction. For example, Montvale currently has \$12.5 million in outstanding debt and has plans in place to reducing this figure by 1.5 million in principal in 2013. This is a good trend, and we should follow their lead. When you examine other municipal debt levels, you get a shocking view of how large Park Ridge's municipal debt level actually is.

For example, after passage of this ordinance tonight, Park Ridge's municipal debt will be 5 times greater than Hillsdale's debt of \$3.5 million, 2 ½ times greater than Emerson's \$7 million level and 16 times greater than Washington Township's \$960,000 level. Our current debt load is simply too high. On a per capita basis is the highest among Bergen County municipalities at \$1930/per capita. Our continuing desire to increase our bonding levels is simply unsustainable and has been a point of concern noted by prior councils for many years.

All members of the Council need to take note of our bonding levels and their trends and take a stand to no longer just "kick the can down the road" on this issue.

Unless we alter course, our tax rate will continue its upward trajectory which adds further pressure on an already exhausted taxpayer base. We also run the risk of lowering our current bond rating that makes future borrowings more expensive which increases our annual debt burden. Finally, we need to again realize that high taxes translate into lower property values for our homes.

We need to refocus our fiscal efforts on how to do things differently for taxpayer benefit. Westwood has a 21 yr. old Fire Engine and is spending \$30,000 to refurbish their pump and tank. Our Park Ridge Chief and Asst. Chief have reported it would cost \$60,000 to refurbish our

pumper. I think we need to have this Fire apparatus refurbished to restore it to a front line pumper and this will help to turn the tide in spending and give our firemen a great Fire Engine to serve Park Ridge. Based on the above, I vote “no” on this ordinance and “yes” to lowering the municipal debt burden on the Park Ridge taxpayer.

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

A motion was made by Councilmember Kilmartin and seconded by Councilman Oppelt to confirm.

AYES: Councilmembers, Kilmartin, Oppelt, Bosi, Council President Misciagna

NAYE: Councilman Hopper

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2013-004**

AN ORDINANCE ADOPTING A CODIFICATION AND REVISION OF THE ORDINANCES OF THE BOROUGH OF PARK RIDGE, COUNTY OF BERGEN, STATE OF NEW JERSEY; PROVIDING FOR THE MAINTENANCE OF SAID CODE; REPEALING AND SAVING FROM REPEAL CERTAIN ORDINANCES NOT INCLUDED THEREIN; ESTABLISHING A PENALTY FOR ALTERING OR TAMPERING WITH THE CODE; AND MAKING CERTAIN CHANGES IN PREVIOUSLY ADOPTED ORDINANCES

Mayor Maguire asks for a motion to open the Public Hearing on Ordinance No. 2013-004; An Ordinance Adopting a Codification and Revision of the Ordinances of the Borough of Park Ridge, County of Bergen, State of New Jersey; Providing for the Maintenance of Said Code; Repealing and Saving from Repeal Certain Ordinances not included therein; establishing a penalty for altering or tampering with the code; and making certain changes in previously adopted ordinances.

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

AYES: Councilmembers, Kilmartin, Oppelt, Bosi, Hopper, Council President Misciagna

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

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2013-004**

AN ORDINANCE ADOPTING A CODIFICATION AND REVISION OF THE ORDINANCES OF THE BOROUGH OF PARK RIDGE, COUNTY OF BERGEN, STATE OF NEW JERSEY; PROVIDING FOR THE MAINTENANCE OF SAID CODE; REPEALING AND SAVING FROM REPEAL CERTAIN ORDINANCES NOT INCLUDED THEREIN; ESTABLISHING A PENALTY FOR ALTERING OR TAMPERING WITH THE CODE; AND MAKING CERTAIN CHANGES IN PREVIOUSLY ADOPTED ORDINANCES

Be it ordained and enacted by the Mayor and Council of the Borough of Park Ridge, County of Bergen, State of New Jersey, as follows:

§ 1-1. Adoption of Code.

Pursuant to N.J.S.A. 40:49-4, the ordinances of the Borough of Park Ridge of a general and permanent nature adopted by the Mayor and Council of the Borough of Park Ridge, as revised, codified and consolidated into chapters and sections by General Code, and consisting of Chapters 1 through 101, together with an Appendix, are hereby approved, adopted, ordained and enacted as the "Code of the Borough of Park Ridge," hereinafter known and referred to as the "Code."

§ 1-2. Code supersedes prior ordinances.

This ordinance and the Code shall supersede all other general and permanent ordinances enacted prior to the enactment of this Code, except such ordinances as are hereinafter expressly saved from repeal or continued in force.

§ 1-3. When effective.

This ordinance shall take effect immediately upon passage and publication according to law.

§ 1-4. Copy of Code on file.

A copy of the Code in loose-leaf form has been filed in the office of the Borough Clerk and shall remain there for use and examination by the public until final action is taken on this ordinance; and, if this ordinance shall be adopted, such copy shall be certified to by the Clerk of the Borough of Park Ridge by impressing thereon the Seal of the Borough, as provided by law, and such certified copy shall remain on file in the office of the Clerk of the Borough, to be made available to persons desiring to examine the same during all times while said Code is in effect.

§ 1-5. Amendments to Code.

Any and all additions, amendments or supplements to the Code, when passed and adopted in such form as to indicate the intent of the governing body to make them a part thereof, shall be deemed to be incorporated into such Code so that reference to the "Code of the Borough of Park Ridge" shall be understood and intended to include such additions and amendments. Whenever such additions, amendments or supplements to the Code shall be adopted, they shall thereafter be printed and, as provided hereunder, inserted in the loose-leaf book containing said Code as amendments and supplements thereto.

§ 1-6. Publication; filing.

The Clerk of the Borough of Park Ridge, pursuant to law, shall cause this Adopting Ordinance to be published, in the manner required, in a newspaper of general circulation in the Borough. Sufficient copies of the Code shall be maintained in the office of the Clerk for inspection by the public at all times during regular office hours. The enactment and publication of this Adopting Ordinance, coupled with availability of copies of the Code for inspection by the public, shall be deemed, held and considered to be due and legal publication of all provisions of the Code for all purposes.

§ 1-7. Code book to be kept up-to-date.

It shall be the duty of the Clerk or someone authorized and directed by the Clerk to keep up-to-date the certified copy of the book containing the Code required to be filed in his or her office for the use of the public. All changes in said Code and all ordinances adopted subsequent to the effective date of this codification which shall be adopted specifically as part of the Code shall, when finally adopted, be included therein by reference until such changes or new ordinances are printed as supplements to said Code book, at which time such supplements shall be inserted therein.

§ 1-8. Sale of Code book.

Copies of the Code, or any chapter or portion of it, may be purchased from the Clerk, or an authorized agent of the Clerk, upon the payment of a fee authorized by the Borough. The Clerk shall also arrange for procedures for the periodic supplementation of the Code.

§ 1-9. Altering or tampering with Code; penalties for violation.

It shall be unlawful for anyone to improperly change or amend, by additions or deletions, any part or portion of the Code or to alter or tamper with such Code in any manner whatsoever which will cause the law of the Borough of Park Ridge to be misrepresented thereby. Anyone violating this section or any part of this ordinance shall be subject, upon conviction, to one or more of the following: a fine of not more than \$1,250, imprisonment for not more than 90 days or a period of community service not exceeding 90 days, in the discretion of the Judge imposing the same.

§ 1-10. Severability of Code provisions.

Each section of the Code and every part of each section is an independent section or part of a section, and the holding of any section or a part thereof to be unconstitutional, void or ineffective for any cause shall not be deemed to affect the validity or constitutionality of any other sections or parts thereof.

§ 1-11. Severability of ordinance provisions.

Each section of this ordinance is an independent section, and the holding of any section or part thereof to be unconstitutional, void or ineffective for any cause shall not be deemed to affect the validity or constitutionality of any other sections or parts thereof.

§ 1-12. Inconsistent ordinances repealed.

- A. Except as provided in § 1-13, Ordinances saved from repeal, below, all ordinances or parts of ordinances inconsistent with the provisions contained in the Code adopted by this ordinance are hereby repealed; provided, however, that such repeal shall only be to the extent of such inconsistency, and any valid legislation of the Borough of Park Ridge which is not in conflict with the provisions of the Code shall be deemed to remain in full force and effect.
- B. The prior Code of the Borough of Park Ridge, Parts I and II, as adopted by the Mayor and Council July 8, 1974 by Ord. No. 74-16, as amended and supplemented, is hereby repealed. Part III, Board of Health Legislation, of said prior Code, as adopted by the Board of Health August 14, 1974, is not affected by this ordinance, and shall continue in full force and effect.

§ 1-13. Ordinances saved from repeal.

The adoption of this Code and the repeal of ordinances provided for in § 1-12 of this ordinance shall not affect the following ordinances, rights and obligations, which are hereby expressly saved from repeal:

- A. Any ordinance adopted subsequent to 12-11-2012.
- B. Any right or liability established, accrued or incurred under any legislative provision prior to the effective date of this ordinance or any action or proceeding brought for the enforcement of such right or liability.
- C. Any offense or act committed or done before the effective date of this ordinance in violation of any legislative provision or any penalty, punishment or forfeiture which may result therefrom.
- D. Any prosecution, indictment, action, suit or other proceeding pending or any judgment rendered, prior to the effective date of this ordinance, brought pursuant to any legislative provision.
- E. Any franchise, license, right, easement or privilege heretofore granted or conferred.
- F. Any ordinance providing for the laying out, opening, altering, widening, relocating, straightening, establishing of grade, changing of name, improvement, acceptance or vacation of any right-of-way, easement, street, road, highway, park or other public place or any portion thereof.
- G. Any ordinance or resolution appropriating money or transferring funds, promising or guaranteeing the payment of money or authorizing the issuance and delivery of any bond or other instruments or evidence of the Borough's indebtedness.
- H. Ordinances authorizing the purchase, sale, lease or transfer of property or any lawful contract, agreement or obligation.
- I. The levy or imposition of taxes, assessments or charges or the approval of the municipal budget.
- J. The dedication of property or approval of preliminary or final subdivision plats.
- K. All currently effective ordinances pertaining to the rate and manner of payment of salaries and compensation of officers and employees.
- L. Any ordinance adopting or amending the Zoning Map.
- M. Any ordinance relating to or establishing a pension plan or pension fund for municipal employees.

§ 1-14. Changes in previously adopted ordinances.

- A. In compiling and preparing the ordinances for adoption and revision as part of the Code pursuant to N.J.S.A. 40:49-4, certain grammatical changes and other minor changes were made in one or more of said

ordinances. It is the intention of the Mayor and Council that all such changes be adopted as part of the Code as if the ordinances so changed had been previously formally amended to read as such.

B. In addition, the following changes, amendments or revisions are made herewith, to become effective upon the effective date of this ordinance. (Chapter and section number references are to the ordinances as they have been renumbered and appear in the Code.)

(1) Chapter 84, Soil Removal.

(a) Section 84-7 is amended to read in part as follows: "...shall be accompanied by an original plus 13 copies of a topographical map of the lot..."

(2) Chapter 87, Subdivision and Site Plan Review.

(a) Section 87-5 is amended to repeal Subsection C, Planning Board and Board of Adjustment acting as approving authority.

(b) Section 87-6C(3) is amended to read: "The fee for reproducing electronic minutes shall be the cost to the municipality for purchasing the CD/disc."

(c) Section 87-7C(4) is amended to read in part as follows: "The approving authority shall also cause notice of the hearing..."

(d) Section 87-7E is amended to read in part as follows: "...the development of property be given by personal service or certified mail, return receipt requested, to:"

(e) Section 87-7I(1) is amended to read in part as follows: "A copy of the decision shall be mailed by the approving authority, return receipt requested, within 10 days..."

(f) Section 87-9, Subdivision classification, is repealed.

(g) Section 87-11 is amended to read in part as follows: "The application shall be accompanied by an original and 24 copies of the proposed subdivision..."

(h) Section 87-17A is amended to read in part as follows: "The application shall be accompanied by an original and 24 copies of the proposed subdivision..."

(i) The first sentence of § 87-21A is amended to read as follows: "The application shall be accompanied by an original and 24 copies of the proposed final subdivision."

(3) Chapter 101, Zoning.

(a) Section 101-5 is amended to delete the table entries for RD-1 and RD-2.

(b) Chapter 101 is amended to repeal Article XIII A, RD-1 and RD-2 Redevelopment Zones.

Mayor Maguire asks the Borough Attorney to give a brief description of this ordinance:

John Ten Hoeve: This was mentioned at last meeting just a codification of ordinances that have been adopted recently included in the code for minor modification that were made -no substantive revision.

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

Speaker: None

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

A motion was made by Councilmember Kilmartin and seconded by Councilman Bosi to confirm.

AYES: Councilmembers, Kilmartin, Oppelt, Bosi, Hopper, Council President Misciagna

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2013-005**

**BOROUGH OF PARK RIDGE
CALENDAR YEAR 2013
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A:4-45.14)**

Mayor Maguire asks for a motion to open the Public Hearing on Ordinance No. 2013-005; an Ordinance to exceed the Municipal Budget Appropriation Limits and to establish a CAP Bank.

A motion was made by Councilman Bosi and seconded by Councilman Bosi to confirm.

AYES: Councilmembers, Kilmartin, Oppelt, Bosi, Hopper, Council President Misciagna

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

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2013-005**

**BOROUGH OF PARK RIDGE
CALENDAR YEAR 2013
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A:4-45.14)**

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

WHEREAS, the cost of living adjustment for calendar year 2013 budgets is calculated at 2% pursuant to N.J.S.A. 40A:4-45.2; and

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

WHEREAS, the Governing Body of the Borough of Park Ridge in the County of Bergen finds it advisable and necessary to increase its CY 2013 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Governing Body hereby determines that a 1.5% increase in the budget for said year, amounting to \$126,953 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

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

NOW, THEREFORE BE IT ORDAINED, by the Governing Body of the Borough of Park Ridge, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2013 budget year, the final appropriations of the Borough of Park Ridge shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$296,223, and that the CY 2013 municipal budget for the Borough of Park Ridge be approved and adopted in accordance with this ordinance; and,

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

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

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

Mayor Maguire asks the CFO to give a brief description of this ordinance:

Ms. Ennis: As part of the budget process the state mandates two caps that have been in existence for a number of years. The first is 2% cap on tax levy and the second is the budget appropriation cap. The Budget appropriation cap is the lesser of the 2 ½ % of the previous year’s budget or the cost of living for the year whichever amount is less. This year’s cost of living was 2 % so that is the number we will go with. There is a provision by the Division of Government Services to exceed the 2% by ordinance bringing it to 3 ½%. The purpose for this ordinance is to increase the cap to 3 ½ % for the purpose to establish a cap bank. Want to be clear that we are staying within the 2 % guidelines that were set forth within the budget. The purpose for passing this ordinance is to establish the cap bank for future years like an insurance policy.

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

Speaker: None

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

A motion was made by Councilman Bosi and seconded by Councilmember Kilmartin to confirm.

AYES: Councilmembers, Kilmartin, Oppelt, Bosi, Hopper, Council President Misciagna

CONSENT AGENDA:

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

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

Speaker: None

Mayor Maguire asks for a motion to accept the Consent Agenda.

A motion was made by Council President Misciagna and seconded by Councilman Bosi to confirm.

AYES: Councilmembers, Kilmartin, Oppelt, Bosi, Hopper, Council President Misciagna

RESOLUTIONS:

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 013-094**

AUTHORIZING THE APPOINTMENT OF AUTUMN SYLVESTER TO THE PART TIME POSITION OF SECRETARY TO THE ZONING AND PLANNING BOARDS EFFECTIVE MARCH 25, 2013

WHEREAS, the Borough of Park Ridge wishes to appoint Autumn Sylvester to the part time position of Secretary to the Zoning Board of Adjustment and Planning Board; and

WHEREAS, the Borough of Park Ridge has agreed to pay Autumn Sylvester at the rate of \$20.00 per hour effective as of March 25, 2013 for Board Secretarial services entailing approximately 15 hours per week together with attendance at all Zoning Board and Planning Board meetings; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge, County of Bergen, State of New Jersey, that Council hereby appoints Autumn Sylvester to the part-time position of Secretary to the Zoning Board of Adjustment and Planning Board to work approximately 15 hours per week together with attendance at all Zoning Board and Planning Board meetings with compensation at the rate of \$20.00 per hour effective March 25, 2013.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 013-095**

AUTHORIZING THE APPOINTMENT OF HELYN BEER TO THE PART TIME POSITION OF ADMINISTRATIVE ASSISTANT TO THE RECREATION COMMITTEE EFFECTIVE MARCH 1, 2013

WHEREAS, the Borough of Park Ridge wishes to appoint Helyn Beer to the part time position of administrative assistant to the Recreation Committee; and

WHEREAS, the Borough of Park Ridge has agreed to pay Helyn Beer an annual salary of \$5,000.00 per year effective as of March 1, 2013, for services rendered as administrative assistant to the Recreation Committee; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge, County of Bergen, State of New Jersey, that Council hereby appoints Helyn Beer to the part-time position of Administrative Assistant to the Recreation Committee at a salary of \$5,000.00 per year effective March 1, 2013.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 013-096**

RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR MAINTENANCE OF THE PARK RIDGE WEBSITE TO MARQUEE WEB DESIGN & MARKETING, LLC

WHEREAS, the Borough of Park Ridge is in need of website management services, including modification of the current Borough website; and

WHEREAS, the Borough Administrator and Director of Operations for the Borough have solicited proposals from individuals and companies to provide the required website management services; and

WHEREAS, the Borough Administrator and Chief Financial Officer have determined that the proposal best suited to meet the Borough's requirements and the most cost effective proposal was that submitted by Marquee Web Design & Marketing, LLC, a Limited Liability Company of the State of New Jersey; and

WHEREAS, the Borough Administrator and the Director of the Department of Operations for the Borough have recommended awarding a Contract to Marquee Web Design & Marketing, LLC to provide the required website management services; and

WHEREAS, Marquee Web Design & Marketing, LLC is willing to enter into a Contract with the Borough to provide said website services for a period commencing April 1, 2013 and ending on September 30, 2013 at a cost of \$3,200.00, an amount that is less than the amount requiring any public bidding process; and

WHEREAS, the Mayor and Council wish to authorize the award of a Contract to Marquee Web Design & Marketing, LLC to provide the required website management services; and

WHEREAS, the Chief Financial Officer has certified that the funds for the payment of said Contract are available in Account No.3-01-20-100-000-061 as evidenced by the Chief Financial Officer's Certification attached hereto and filed herewith; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Park Ridge, County of Bergen, State of New Jersey, that the Mayor and Clerk are hereby authorized and directed to execute a

Contract with Marquee Web Design & Management, Inc. in accordance with the terms and conditions of a proposal dated March 8, 2013.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 013-097**

AUTHORIZATION TO BID FOR ACTIVATED CARBON REPLACEMENT AT WELL #17

WHEREAS, the Borough of Park Ridge Water Department will need to replace the activated carbon at the Well #17 water treatment facility; and

WHEREAS, the total anticipated expenditures for this activated carbon replacement are over \$36,000;

WHEREAS, the provisions of New Jersey Statute 40A:11-4 requires the public advertising for bids when anticipated expenditures are over \$36,000; and

WHEREAS, the Board of Public Works has recommended that the Mayor and Council authorize the receipt of sealed bid for the purchase of activated carbon replacement for the Well #17 water treatment facility;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Park Ridge hereby authorize the receipt of sealed bids for the purchase of activated carbon replacement for the Well #17 water treatment facility.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 013-098**

APPROVAL OF BANNER REQUESTS

BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that it hereby approves the following Recreation Committee requests, subject to the availability of space and other conditions which may occur that would not permit banners to be hung at this location:

Banners:

Town Picnic
Park Avenue – Borough Hall
May 27 – June 3

Recreation Concert
Park Avenue – Borough Hall
July 29 – Aug 5

Recreation Concert
Park Avenue – Borough Hall
Aug 26 – Sept 2

Ragamuffin Parade
Park Avenue – Borough Hall
October 21 – October 28

Tree Lighting
Park Avenue – Borough Hall
December 2 – December 9

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 013-099**

**APPROVAL OF REQUEST
SOCIAL AFFAIR PERMIT – TOWN PICNIC**

BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that it hereby approves the following request:

Social Affair Permit

Recreation Committee – Town Picnic
June 1st (Rain Date June 2nd)
Memorial Field

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 013-100**

**RESOLUTION AUTHORIZING THE BOROUGH OF PARK RIDGE TO ENTER INTO A
COOPERATIVE PRICING AGREEMENT**

**The Middlesex Regional Educational Services Commission
65MCESCCPS**

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the Middlesex Regional Educational Services Commission, hereinafter referred to as the “Lead Agency” has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and Services; and

WHEREAS, on March 26, 2013 the governing body of the Borough of Park Ridge, County of Bergen, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services;

NOW, THEREFORE, BE IT RESOLVED as follows:

TITLE

This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the Borough of Park Ridge

AUTHORITY

Pursuant to the provisions of N.J.S.A. 40A:11-11(5) the Mayor and Borough Clerk are hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

CONTRACTING UNIT

The Lead Agency shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.

EFFECTIVE DATE

This resolution shall take effect immediately upon passage.

CERTIFICATION

I hereby, certify that the above resolution was adopted by the Borough of Park Ridge at the Mayor and Council meeting held on March 26, 2013.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 013-101**

**AUTHORIZE PROFESSIONAL PLANNING SERVICES
2013 WILDLIFE INTERACTION PLAN**

Brigette Boart Planning & Design Professionals, LLC

WHEREAS, the Mayor and Council of the Borough of Park Ridge received notification dated October 25, 2012 from Sustainable Jersey of award of a \$10,000 grant for the Wildlife Interaction Plan – electric Lake and Pascack Brook; and

WHEREAS, Brigitte Bogart, P.P. submitted a proposal dated March 7, 2013 for the preparation of a Wildlife Interaction Plan, a copy of which is attached; and

WHEREAS, the vendor will not be required to submit a Business Entity Disclosure Certification since Brigitte Bogart, PP is the Borough’s Planner for calendar year 2013 and was selected through a “fair and open” process pursuant to N.J.S.A. 19:44A-20.5 and all necessary forms were submitted to the Borough of Park Ridge as part of the selection process; 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) was incorporated into the 2013 contract and attached to the original contract for Borough Engineering Services and considered a part hereof; and

WHEREAS, the Mayor and Council discussed this matter at their meeting of March 12, 2013; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Account No. 3-01-41-727-000-000.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Borough Council of the Borough of Park Ridge authorize the issuance of a purchase order as described herein pursuant to the March 7, 2013 proposal in the amount of \$3,750.

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

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 013-102**

**RESOLUTION AUTHORIZING ENGINEERING SERVICES
2013/2014 Road Improvement Program
Brooker Engineering**

WHEREAS, the Borough of Park Ridge has need to acquire professional engineering services in connection with the 2013/2014 Road Improvement Program including Engineering Design, Preparation of Bid Documents and provision of Construction Inspection Services; and

WHEREAS, the Borough of Park Ridge has received a quote dated February 4, 2013 from Brooker Engineering, PLLC, 76 Lafayette Avenue, Suffern, NY 10901 for the requested services, attached, with a not to exceed amount of \$61,178.00 billed via the hourly rate established in the current contract for Borough Engineering Services for 2013; and

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

WHEREAS, the vendor is the current 2013 Borough Engineer for the Borough of Park Ridge and the Mayor and Council awarded said 2013 contract pursuant to the provisions of NJSA 19:44A-20.5 with said hourly rates included therein; and

WHEREAS, the Chief Financial Officer has certified the funds are available in the Borough of Park Ridge Account No. C-04-55-938-000-002, Bond Ordinance No. 2013-001; and

WHEREAS, the MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE NJSA 10:5-31 et. Seq., NJAC 17:27 (Exhibit A) is hereby incorporated in full in said contract.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Borough Council of the Borough of Park Ridge authorize the issuance of a contract as described herein to Brooker Engineering, PLLC, in the not to exceed amount of \$61,178.00.

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

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 013-103**

AUTHORIZE BID FOR 2013/2014 ROAD IMPROVEMENT PROJECT

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:

2013/2014 Road Improvement Project Including Ridge Avenue (Spring Valley road to Second Street), South First Street Ridge Avenue to Board of Education Property), Wampum Road Pascack Road to end), Royal Drive (King Road to Kinderkamack Road), Commuter Lot on Madison Avenue, 10 Catherine (mill and re-contour gutterline), Colony Avenue (End of Phase I to fifth Street), Sulak Lane (Pascack Road to End), Wortendyke Road south of Fremont Avneue, Homestead Place ditch, Chestnut Street (curb replacement), Mapleleaf Drive, subject to bid results.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 013-104**

**RESOLUTION AUTHORIZING PROFESSIONAL
PLANNING SERVICES
Mill Pond Phase II**

WHEREAS, the Borough of Park Ridge has need to acquire professional planning services in connection with the Mill Pond Phase II Design and Landscape Plan; and

WHEREAS, the quote dated October 23, 2012 from Brigette Bogart, LLC 366 Harvey court, Wyckoff, NJ 07481 for the requested services as outlined in Article 1A through 1B will be billed on an hourly basis, with a not to exceed amount of \$ 10,800, attached; and

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

WHEREAS, the vendor is the current 2013 Planner for the Borough of Park Ridge and the Mayor and Council awarded said 2013 contract as a fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 with said hourly rates included therein; and,

WHEREAS, the Chief Financial Officer has certified that funds are available in Account No. C-04-56-006-001-002.

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 shall be incorporated in full in the said contract.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Borough Council of the Borough of Park Ridge authorize the issuance of a purchase order as described herein.

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

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 013-105**

**RESOLUTION AUTHORIZING CERTAIN ENGINEERING AND SURVEYING SERVICES
Mill Pond Phase II**

WHEREAS, the Borough of Park Ridge has need to acquire professional engineering and surveying services in connection with the Mill Pond Phase II Plan, Bid Documents and Construction Services; and

WHEREAS, the Borough of Park Ridge has received a quote dated November 26, 2012 from Brooker Engineering, PLLC, 76 Lafayette Avenue, Suffern, NY 10901 for the requested services, attached, as outlined in Tasks I – III (surveying services, civil engineering design and permitting services and civil engineering construction services) with a not to exceed amount of \$12,500, attached; and

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

WHEREAS, the vendor is the current 2013 Borough Engineer for the Borough of Park Ridge and the Mayor and Council awarded said 2013 contract as a fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 with said hourly rates included therein; and,

WHEREAS, the Chief Financial Officer has certified that funds are available in Account No. C-04-56-006-001-002.

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 shall be incorporated in full in the said contract.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Borough Council of the Borough of Park Ridge authorize the issuance of a purchase order as described herein to Brooker Engineering, PLLC, in the not to exceed amount of \$12,500.

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

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 013-106**

**RESOLUTION AUTHORIZING AWARD OF CONTRACT
FOR BARRIER FREE BATHROOM IMPROVEMENTS
Memorial / Davies Field
LaRocca, Inc**

WHEREAS, on March 21, 2013 the Borough of Park Ridge received bids for a project known as advertised as the "Barrier Free Toilet Room Alterations Memorial/Davies Field" and

WHEREAS, five (5) bids were received with prices ranging from \$28,300.00 to \$87,000.00; and

WHEREAS, the bids were reviewed by the Borough Clerk/Administrator, the Borough Project Architect and the Borough Attorney; and

WHEREAS, the bid received from JAC Mechanical Services, Inc, the apparent low bidder did not include the required List of References and therefore did not meet the requirements of the Bid Documents; and

WHEREAS, the Borough Clerk/Administrator and Project Architect have recommended that the bid be awarded to LaRocca, Inc. the second lowest bidder; and

WHEREAS, the above referenced project is being funded in part by a Bergen County CDBG matching grant pursuant to BC CDBG Contact Number PV-PR-03F-12; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available for the payment of contract amounts as evidenced by the Chief Financial Director's Certification attached hereto and filed herewith,

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Park Ridge, County of Bergen, State of New Jersey, that the contract for Barrier Free Toilet Room Alterations Memorial / Davies Field be awarded to La Rocca, Inc., 50 Lewis Avenue, Jersey City, NJ in an amount not to exceed \$34,300.00.

BE IT FURTHER RESOLVED that the Borough Attorney is authorized to prepare a contract to be executed by La Rocca, Inc. and the Mayor of the Borough of Park Ridge in an amount not to exceed \$34,300.00.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 013-107**

RESOLUTION AUTHORIZING EXECUTION OF LICENSE AGREEMENT WITH UNITED WATER

WHEREAS, the Borough of Park Ridge Green Team is participating in a litter and debris clean-up of areas along the Pascack Brook, said clean-up scheduled to take place on April 20, 2013; and

WHEREAS, United Water of New Jersey, Inc. has requested that the Borough execute a License and Indemnity Agreement before permitting individuals to have access to areas of the Pascack Brook located on United Water property; and

WHEREAS, said License and Indemnity Agreement has been reviewed by the Borough Insurance Consultant,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the Mayor is hereby authorized to execute said License and Indemnity Agreement on behalf of the Borough of Park Ridge.

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 013-108**

**APPROVAL OF REQUEST
FILMING PERMIT – ABC News – What Would You do**

BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that it hereby approves the following request:

Filming Permit

ABC News – What Would You Do
April 6th (9AM – 6PM)
94 Berthoud Street

BOROUGH OF PARK RIDGE
TEMPORARY CAPITAL BUDGET RESOLUTION NO. 013-109

Whereas, the local capital budget for the year 2013 has not been adopted.
Whereas, it is desired to Introduce a Capital Ordinance.
Now, Therefore Be It Resolved, by the Borough Council of the Borough of Park Ridge, County of Bergen that the following temporary capital budget amendment of 2013 be made:

RECORDED VOTE
(Insert last names)

AYES () () ()	ABSTAIN () () ()
NAYS () () ()	ABSENT () () ()

CAPITAL BUDGET (Current Year Action)
2013

	PROJECT NUMBER	ESTIMATED TOTAL COST	AMOUNTS RESERVED IN PRIOR YEARS	PLANNED FUNDING SERVICES FOR CURRENT YEAR 2013					TO BE FUNDED IN FUTURE YEARS
				5a 2013 Budget Appropriations	5b Improvement Fund	5c Capital Surplus	5d Grants in Aid and Other Funds	5e Debt Authorized	
Monitoring of Former Underground Storage Tank Locations		\$ 31,000			\$ -	\$ 31,000		\$ -	
TOTAL ALL PROJECTS		\$ 31,000			\$ -	\$ 31,000		\$ -	

3 YEAR CAPITAL PROGRAM 2013 - 2015
Anticipated PROJECT Schedule and Funding Requirement

	PROJECT NUMBER	ESTIMATED TOTAL COST	ESTIMATED COMPLETION TIME	5 FUNDING AMOUNTS PER YEAR					
				Budget Year 2013	2014	2015	2016	2017	2018
Monitoring of Former Underground Storage Tank Locations		\$ 31,000		\$ 31,000					
TOTAL ALL PROJECTS		\$ 31,000		\$ 31,000					

-2-
3 YEAR CAPITAL PROGRAM 2013- 2015

SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

1 PROJECT	2 Estimated Total Cost	3 Budget Appropriations		4 Capital Improvement Fund	5 Capital Surplus	6 Grants in Aid And Other Funds	7 BONDS AND NOTES			
		Current Year 2013	Future Years				General	Self Liquidating	Assessment	School
Monitoring of Former Underground Storage Tank Locations	\$ 31,000			\$ -	\$ 31,000	\$ -				
TOTAL ALL PROJECTS	\$ 31,000			\$ -	\$ 31,000	\$ -				

Be It Further Resolved that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services.

It is hereby certified that this is a true copy of a resolution creating the temporary capital budget section adopted by the governing body on the 26th day of March, 2013.

Certified by me

(DATE)

TRENTON, NEW JERSEY
APPROVED _____, 2013

DIRECTOR OF LOCAL GOVERNMENT SERVICES

MUNICIPAL CLERK

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 013-110**

**AUTHORIZING SUPPLEMENTAL AGREEMENT
WITH US TANK PAINTING
Holly Court**

WHEREAS, US Tank Painting Inc. (hereinafter "US Tank") was the successful bidder for a project to repaint and refit a water supply tank located at Holly Court, Woodcliff Lake, New Jersey owned and operated by the Borough Park Ridge by and through the Board of Public Works; and

WHEREAS, the parties have entered into a contract setting forth their respective rights in this matter dated October 05, 2012; and

WHEREAS, US Tank painted the exterior of the tank in 2012 and the painting failed to comply with the bid specifications; and

WHEREAS, the engineer for Park Ridge, Quad Three Group and a paint expert known as Mumford - Bjorkman Associates have reviewed the paint as applied by US Tank and the bid specifications and issued various reports concluding that the work must be redone over by US Tank; and

WHEREAS, the Borough's professionals and US Tank have developed a plan to perform a patch test on the tank and if the test is successful repaint the entire exterior of the tank in accordance with the specifications; and

WHEREAS, the Board of Public Works attorney has recommended and drafted a supplemental agreement detailing the provisions of the plan to be followed by US Tank painting to cure the deficiency, a copy of which is attached to this resolution; and

WHEREAS, US Tank has agreed to the provisions and has signed the supplemental agreement; and

WHEREAS, the Board of Public Works has recommended that the Mayor and Council provide the authorization for the Mayor to sign the agreement.

NOW THEREFORE be it resolved by the Park Ridge Mayor and Council that it hereby authorizes the Mayor to sign the supplemental agreement with US Tank Painting.

COMMUNICATIONS:

Letter from BCUA saying we are getting a refund for Server Connection fees for \$2000.00.

OLD BUSINESS:

None

NEW BUSINESS:

None

APPROVAL OF MINUTES

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

Closed and Work Session minutes dated March 12, 2013
Councilmember Oppelt to abstain

Public Hearing Minutes dated March 12, 2013
Councilmember Oppelt to abstain

A motion was made by Council President Misciagna and seconded by Councilman Bosi to confirm.

AYES: Councilmembers, Kilmartin, Bosi, Hopper, Council President Misciagna

Councilman Oppelt: Thanked Councilman Bosi for reading his report at the March 12, 2013 meeting.

ADJOURN

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

Meeting adjourned to Public Work Session at 9:15 p.m.

Respectfully submitted,

A handwritten signature in cursive script that reads "Kelley R. O'Donnell".

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