

A Regular Meeting of the Mayor and Council of the Borough of Park Ridge was called to order at the above time, date and place. Mayor Ruschman led those attending in the Pledge of Allegiance.

Roll Call:

Present: Mayor Ruschman, Council President Wells, Council Members Kane, Ciannella, Levinson, Viola and Maughan (via telephone)
Absent: None
Also Present: Robert Mancinelli, Esq, Borough Attorney
Gene Vinci, Borough Administrator
Kelley O'Donnell, Acting Borough Clerk
Colleen Ennis, C.F.O.

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

SUSPEND REGULAR ORDER OF BUSINESS:

Mayor Ruschman asks for a motion to suspend regular order of business for presentation of certificates.

Motion made by Councilmember Ciannella and seconded by Councilmember Levinson to confirm.

Mayor Ruschman presented Certificates of Commendation to the Girl Scouts who had achieved the second highest honor in Girl Scouting.

Girl Scout Silver Award

Sophie Marcoupoulos	Katie Fenwick	Gabrielle Katz
Kaitlin Lange	Sara Marchello	Jillian Lucanie
Kayla Kopchak	Kristen Grey	Megan Loo

AGENDA CHANGES:

Acting Borough Clerk O'Donnell advised that Ordinance 2009-03, which was scheduled for introduction this evening, has been tabled and after the introduction of ordinances, a 2009 Emergency Temporary Appropriations Resolution will be added. Also under the Consent Agenda, Resolution #10 and #14 are being removed.

PUBLIC PRIVILEGE TO THE FLOOR:

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

Jean Confreda, 1 Webb Court came forward to discuss an ongoing problem regarding allocation of field time. She felt the formation of a Field Coordinator Committee was a major step in the right direction and thanked Steve Hopper and his committee for all their hard work. She asked why the PRAA had not had priority in field assignments in the past and felt that Davies Field, between 6:00pm and 9:00pm should be used on a daily basis by town teams. She felt that the Men's Softball League could then have the field every night from 9:00pm to 11:00pm.

Ms. Confreda also asked about the permit required to use Davies Field and whether there was a fee and if not, who was paying for field maintenance. She felt Park Ridge should follow the example of other towns who do ordinances granting priority to town use, charge fees and have rules of conduct. She gave copies to the clerk for distribution.

Ms. Confreda asked Councilman Maughan, as Liaison to the Recreation Committee, several questions regarding field use particularly in relation to the Men's League and the fact that alcohol is permitted on only Davies Field.

Mayor Ruschman thanked her for the hand-outs given tonight and that the borough had, for years, a very devoted volunteer who worked on the field allocation, who has since retired and been replaced by a four-man committee. Changes are being looked at now and the goals being requested are being considered.

Charlie Ryan, 19 King Road came forward saying as a 25-year commuter to New York City he appreciates the commuter parking lots made available by the borough. He said he used the Perryland lot and saw that the hours had been changed to 6:00am to 4:00pm and asked why the hours had been changed.

Mr. Vinci responded that the hours were designed for cars going to the lot after 4:00pm for enforcement. He said the lot was for commuters during commuter hours.

Mario Afram, 95 Oak Avenue came forward stating he has been a coach for over 6 years and agreed with Ms. Confreda that the Men's League has presented problems, including coming onto the field and practicing on the sidelines while youth teams are still engaged in their game and demanding that the PRAA team leave the field since their time is up even if the game is not over. He said he hoped this would not be a problem again this year.

He said signs should be posted out front identifying Memorial and Davies Field and he said when you turn off the lights on the field at night, it is pitch black, which makes it dangerous for the children walking to their parents cars and parents who are driving down to pick up their players. He felt there should be some form of lighting in the back area near the picnic and parking areas.

George Heller, 80 Second Street asked about resolution #12, Bond Anticipation Note. He felt it was for a great deal of money and asked if the decision had been made to sell anticipation notes rather than a bond.

CFO Ennis responded but most was not picked up on the microphone. She said the note was renewing capital projects already approved because the bond counsel had advised that the rates were favorable at 1.997 for one year.

He asked about resolution #17 and what the problem was.

Mr. Vinci said this was a carryover from 2008 and was a spill fund complaint to DEP that we are trying to resolve. He said he did not know all the details but the Board of Public Works required legal counsel to represent the borough.

Mr. Heller asked what the problem had been and Mr. Vinci said he was not sure of the particulars but that it was an old legal case.

Mr. Heller asked if the Mayor had read an Op-Ed piece in the NY Times concerning assessments of property and wondered if residents in Park Ridge were filing appeals to have their property reassessed at a lower rate due to the economic climate.

Mayor Ruschman said it had not affected the borough and that the homes that have been sold so far this year were going at higher than the assessed value and our ratio is at 87%.

Randy Green, 17 Groebel Place came forward said he was present supporting Ms. Confreda in the field time problems at Davies Field. He said he felt some of the Emails being sent are using a poor choice of words.

Matt Clancy, 228 Ellin Drive said he was also present to support Ms. Confreda and her request for better allocation of the fields. He said any adult league he has ever played in always started at a later date.

Mayor Ruschman reminded all present that the lighted field does abut private residences up above. He said to the remainder of the people in the audience that the governing body was aware of the problem and was supportive and trying to help solve the issue.

ORDINANCES – PUBLIC HEARING

Mayor Ruschman asks for motion to open public hearing on Ordinance 2009-01, an ordinance to amend Chapter 28, Municipal Pool Commission.

Motion made by Council President Wells and seconded by Councilmember Viola to confirm. Motion carried unanimously.

Mayor Ruschman asks Clerk to read ordinance by title:

BOROUGH OF PARK RIDGE

ORDINANCE NO. 2009-01

AN ORDINANCE AMENDING CHAPTER 28; MUNICIAPAL POOL COMMISSION, SECTION 28-2 OF THE CODE OF THE BOROUGH OF PARK RIDGE, NEW JERSEY

WHEREAS, there exist in the Borough of Park Ridge a Municipal Pool Commission pursuant to Chapter 28 of the Code of the Borough of Park Ridge; and

WHEREAS, the Mayor and Council of the Borough of Park Ridge wishes to add two (2) additional members to the Municipal Pool Commission and modify the terms of the members of the aforesaid Commission.

NOW, BE IT ORDAINED by the Borough Council of the Borough of Park Ridge, in the County of Bergen and State of New Jersey that Section 28-2 of the Code of the Borough of Park Ridge be and is hereby amended as follows:

SECTION ONE: § 28-2. Membership; terms; vacancies.

Said Commission shall consist of seven (7) citizens of the Borough of Park Ridge, all of whom shall be residents of the Borough of Park Ridge, to be appointed by the Mayor with the approval of the Council. The term of the two (2) new members shall be for three (3) years. Upon the expiration of existing member's terms, all subsequent terms shall be for three (3) years. When a vacancy exists, the members of the commission shall be consulted with, on recommendation for appointment.

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

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

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

Mayor asks Borough Attorney to give brief description of ordinance.

Mr. Mancinelli said ordinance proposes to expand the number of members of the commission from five to seven and also changes the length of term from five-years to three-years. Existing members will remain at the five-year membership but when their term came up for renewal it would be changed to three. Another change is when a vacancy in the commission exists the commission shall be consulted with on a replacement member.

There was no one present wishing to be heard on the ordinance.

Mayor asks for a motion to close the public hearing and that the ordinance be adopted and be published by title in the Record with notice of final passage.

Motion made by Councilmember Viola and seconded by Council President Wells to confirm. Motion carried unanimously.

Mayor asks for a motion to open the public hearing on Ordinance 2009-02, an Ordinance to exceed the municipal budget appropriation limits and to establish a CAP bank.

Motion was made by Councilmember Ciannella and seconded by Councilmember Levinson to confirm.

AYES: Council Members Ciannella, Levinson, Maughan (via telephone), Kane, and Council President Wells

NAYS: Councilmember Viola

Mayor asks the clerk to read the ordinance by title.

BOROUGH OF PARK RIDGE

ORDINANCE NO. 2009-02

CALENDAR YEAR 2009

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

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

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

WHEREAS, the Mayor and Council of the Borough of Park Ridge in the County of Bergen finds it advisable and necessary to increase its CY 2009 budget 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 Mayor and Council hereby determines that a 1% increase in the budget for said year, amounting to \$ 113,730.59 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Mayor and Council 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 Mayor and Council 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 2009 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 1% amounting to \$ 113,730.59, and that the CY 2009 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 asks C.F.O. to give a brief description of the ordinance.

Ms. Ennis explained that each year the budget is set and the State sets guidelines of 2 ½%. This ordinance allows the municipality to go to 3 ½ %, which doesn't mean that it will necessarily be spent but it does allow us to exceed the CAP limit.

There was no one present wishing to be heard on the ordinance.

Mayor Ruschman asks for a motion to close the public hearing and that this ordinance be adopted and that it be published by title in "The Record" with notice of final passage.

Motion made by Councilmember Levinson and seconded by Councilmember Ciannella to confirm.

AYES: Council Members Ciannella, Levinson, Maughan (via telephone), Kane, and Council President Wells

NAYS: Mr. Viola

INTRODUCTION OF ORDINANCES:

Mayor Ruschman asks for a motion to introduce on first reading by title Ordinance 2009-04, An Ordinance Amending Chapter 50; Construction Codes, Uniform, Sections 50-2 and 50-6 of the Code of the Borough of Park Ridge, New Jersey.

Motion made by Councilmember Levinson and seconded by Councilmember Ciannella to confirm. Motion carried unanimously.

Mayor asks Clerk to read ordinance by title.

BOROUGH OF PARK RIDGE

ORDINANCE NO. 2009-04

AN ORDINANCE AMENDING CHAPTER 50; CONSTRUCTION CODES, UNIFORM, SECTIONS 50-2 AND 50-6 OF THE CODE OF THE BOROUGH OF PARK RIDGE, NEW JERSEY

WHEREAS, the Construction Code Official of the Borough of Park Ridge has recommended certain increases for the Borough Engineer escrow fees; and

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

NOW, BE IT ORDAINED by the Borough Council of the Borough of Park Ridge, in the County of Bergen and State of New Jersey that Chapters 50-2 and 50-6 of the Code of the Borough of Park Ridge be and is hereby amended as follows:

SECTION ONE: § 50-2(1). Building subcode fees.

Chapter 50-2(C)(1)(h) shall be amended to provide for an engineering escrow of \$1,500.00.

Chapter 50-2(C)(1)(i)(4)(a) & (c) Swimming pools, shall be amended to provide for an engineering escrow of \$1,000.00.

SECTION TWO: § 50-6. Stormwater controls.

Chapter 50-6(G) shall be amended to provide for an engineering escrow of \$1,500.00. .

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

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

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

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

Mr. Mancinelli explains the Construction Code Official recommended increasing the engineering escrow fees, specifically in Chapter 50, Sections 50-2 and 50-6.

There was no one present wishing to be heard concerning the ordinance.

Mayor Ruschman 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 February 24, 2009.

Motion made by Council President Wells and seconded by Councilmember Ciannella.
Motion carried unanimously.

Mayor Ruschman asks for a motion to introduce on first reading by title Ordinance 2009-05, an ordinance amending the code of the Borough of Park Ridge, New Jersey to provide for Chapter 75, Outdoor Furnace and Outdoor Wood Burning Furnaces.

Motion made by Councilmember Levinson and seconded by Council President Wells to confirm. Motion carried unanimously.

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

BOROUGH OF PARK RIDGE

ORDINANCE NO. 2009-05

AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF PARK RIDGE, NEW JERSEY TO PROVIDE FOR CHAPTER 75, OUTDOOR FURNACE AND OUTDOOR WOOD BURNING FURNACES

WHEREAS, with the adoption of this chapter, it is the intention of the Borough of Park Ridge to establish and impose restrictions upon the construction and operation of outdoor furnaces and outdoor wood burning furnaces within the limits of the Borough of Park Ridge for the purpose of securing and promoting the public health, safety and general welfare of the residents of the Borough of Park Ridge; and

WHEREAS, an ordinance is needed to regulate the use of outdoor furnaces and outdoor wood burning furnaces within the limits of the Borough of Park Ridge.

NOW, BE IT ORDAINED by the Borough Council of the Borough of Park Ridge, in the County of Bergen and State of New Jersey that Chapter 75 of the Code of the Borough of Park Ridge is hereby established as follows:

§ 75-1. Short title.

This chapter may be cited as the "Borough of Park Ridge Outdoor Wood Burning Furnace Ordinance."

§ 75-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

FIREWOOD - Trunks and branches of trees and bushes but does not include leaves, needles, vines or brush smaller than three inches in diameter.

OUTDOOR FURNANCE - Any equipment, device or apparatus, or any part thereof, which is installed, affixed or situated outdoors for the primary purpose of combustion of fuel to produce heat or energy, used as a component of a heating system providing heat for any interior space.

OUTDOOR WOOD BURNING FURNANCE - An accessory structure, designed and intended, through the burning of wood or any solid fuel for the purpose of heating the principal structure or any other site, building or structure on the premises. This does not include fireplaces, fire pits, barbeques or similar structures not designed to heat a structure.

UNTREATED LUMBER - Dry wood which has been milled and dried but which has not been treated or combined with any petroleum product, chemical preservative, glue, adhesive, stain, paint or other substance.

§ 75-3. Construction and operation prohibited.

The construction and operation of outdoor furnaces and outdoor wood burning furnaces are hereby prohibited within the Borough of Park Ridge.

§ 75-4. Existing outdoor furnaces and outdoor wood burning furnaces.

Any outdoor furnace or outdoor wood burning furnaces in existence on the effective date of this chapter shall be permitted to remain provided that the owner applies for and receives a permit from the Borough of Park Ridge Construction Code Office, on the forms provided, within one year of the effective date of this chapter.

Notwithstanding the fact that any outdoor furnace or outdoor wood burning furnaces in existence on the effective date of this chapter has one year to receive a permit, any existing outdoor furnace or outdoor wood burning furnaces must comply with the applicable sections of this chapter within 60 days of the effective date of this chapter. If the owner of an outdoor furnace or outdoor wood burning furnaces does not receive a permit within one year of the effective date of this chapter, the outdoor furnace outdoor wood burning furnaces shall be removed. "Existing" or "in existence" shall mean that the outdoor furnace or outdoor wood burning furnaces is in place on the premises.

§ 75-5. Nonconforming uses.

A. Except as hereinbefore provided, the lawful use of any outdoor furnace or outdoor wood burning furnace existing at the time of the effective date of this chapter may be continued, although such use does not conform with the provision of the Borough Code of Park Ridge.

B. For those outdoor furnaces or outdoor wood burning furnaces that are in existence prior to the effective date of this chapter, the only fuel allowed shall be those listed fuels recommended by the manufacturer including firewood and untreated lumber. Burning of any and all other materials in any existing outdoor furnace or outdoor wood burning furnace shall be prohibited.

C. Emissions from the outdoor furnace or outdoor wood burning furnace shall not exhibit greater than twenty-percent capacity (six minute average), except for one continuance six-minute period per hour of not more than twenty-seven percent capacity.

D. Malodorous air contaminants from the outdoor furnace or outdoor wood burning furnace are shall not be detectable outside the property of the person on whose land the outdoor furnace or outdoor wood burning furnaces is located.

E. The emissions from the outdoor furnace or outdoor wood burning furnace shall not interfere with the reasonable enjoyment of life or property.

F. The emissions from the outdoor furnace or outdoor wood burning furnace shall not cause damage to vegetation or property.

G. The emissions from the outdoor furnace or outdoor wood burning furnace shall not be harmful to human or animal health.

H. No outdoor furnace or outdoor wood burning furnace existing at the effective date of this chapter shall thereafter be extended or enlarged

I. No existing outdoor furnace or outdoor wood burning furnace which has been damaged by any reason to the extent of more than 50% of its assessed value for the Borough of Park Ridge tax purposes shall be repaired or rebuilt.

J. Any outdoor furnace or outdoor wood burning furnace existing at the effective date of this chapter which is abandoned or discontinued for a period of six consecutive months shall not be permitted to be reestablished as a nonconforming use and must be immediately removed by the property owner from the subject premises.

(1) If the property owner fails to remove the outdoor furnace or outdoor wood burning furnace existing at the effective date of this chapter by the end of the six consecutive month period, the Borough of Park Ridge Zoning Officer shall give written notice by certified mail or by personal service to said owner upon which the outdoor furnace or outdoor wood burning furnace is located. Said notice shall provide that said owner shall remove the existing outdoor furnace or outdoor wood burning furnace within 15 days of the date the notice is either postmarked or personal served upon said owner.

(2) In the event that the property owner fails to remove the outdoor furnace or outdoor wood burning furnace within the aforesaid specified period of time, the Park Ridge Zoning Officer shall take any and all reasonable steps to effect its removal.

(3) Any costs incurred by the Borough of Park Ridge to effect said removal (including any legal and other expenses incurred by the Borough to effect the removal), plus an amount equal to 50% of said costs of removal, shall be charged to the owner of said premises. The aforesaid expenses shall be paid by the owner of the said premises so affected within 30 days from the date said costs are presented to said owner. If the aforesaid expenses are not paid within said 30 day period time frame, then said expenses shall be charged to the said premises so affected by including such expenses in the next annual Borough tax levy against the subject premises.

§ 75A-6. Designation of enforcement agency.

The Construction Code Office shall be and is hereby designated as the agency to exercise the powers prescribed by this chapter and to enforce the provisions thereof.

§ 75A-7. Violations and penalties.

Any person who violates any provision of this chapter or of the rules and regulations adopted pursuant thereto shall, upon conviction thereof, be punished by a fine not exceeding \$500.00 or by imprisonment for a term not exceeding 10 days, or both. Any subsequent offense shall be punishable by a fine not exceeding \$1,000.00 or by imprisonment for a term not exceeding 30 days, or both. In addition, any permit issued pursuant to this chapter shall be revoked upon conviction of a second offense and the subject outdoor furnace or outdoor wood burning furnace shall not be eligible for any future permit. A separate offense shall be deemed committed on each day during or on which a violation occurs or continues. The owners of the subject premises upon which prohibited acts occur shall be jointly and severally liable for violations of this chapter. Any fine imposed hereunder shall constitute a lien upon the real property where the outdoor furnace or outdoor wood burning furnace is located until said fines and costs are paid in full.

§ 75A-8. Effect of other regulations.

Nothing contained herein shall authorize or allow burning which is prohibited by codes, laws, rules or regulations promulgated by the United State Environmental Protection Agency, New Jersey State Department of Environmental Protection, other federal, state, county, regional or local agency. Outdoor furnaces or outdoor wood burning furnaces, and any electrical, plumbing or other apparatus or device used in connection with an outdoor furnace or outdoor wood burning furnace, shall be installed, operated and maintained in conformity with the manufacturer's specifications and any and all local, state, county and federal codes, laws, rules and regulations. In case of a conflict between any provision of this chapter and any applicable federal, state, county or local ordinances, codes, laws, rules or regulations, the more restrictive or stringent provision or requirement shall prevail.

§ 75A-9. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency only.

§ 75A-10. If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision and the remainder of this ordinance shall be deemed valid and effective.

§ 75A-11. This Ordinance shall take effect immediately following final passage, adoption and publication as provided by law.

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

Mr. Mancinelli explained the Construction Code Official had made a recommendation last fall to ban outdoor wood burning furnaces. The Planning Board considered but suggested that an ordinance be adopted but that restrictions be placed on the furnaces rather than an outright ban.

George Heller, 80 Second Street asked what the problem was with them.

Mr. Vinci said there had been several complaints from residents and Council President Wells said the attorney for the Planning Board had done research and the board reviewed various ordinances from other communities. He said an article had been written in New York State about complaints from neighboring properties about smoke, trash and odor and these towns were properties that were over three acres. In Bergen, where the properties are even smaller, the building department took an interest in the article and found it was a problem for smaller sites and recommended that an ordinance be drafted.

Mr. Heller said he hadn't any experience with them and asked if anyone else had?

Council President Wells said he hadn't but in the State of New Jersey the DEP has written an article about them and there is some concern about the height and close proximity to neighboring houses. He said he felt it was appropriate for a town like Park Ridge to have an ordinance. Council President Wells offered to share his file. He said the concerns were both for odor and particulate matter. He said there were no dangers as long as they were properly maintained but it was primarily the odor and trash and height of the units.

Mayor Ruschman asks for a motion to pass the ordinance on first reading by title and that it be published in full in The Ridgewood News with notice of public hearing to be held on February 24, 2009.

Motion made by Councilmember Ciannella and seconded by Councilmember Kane.
Motion carried unanimously.

Mayor Ruschman announced a **2009 Temporary Emergency Resolution** was to be acted upon.

BOROUGH OF PARK RIDGE

RESOLUTION NO. 09-048

2009 EMERGENCY TEMPORARY APPROPRIATIONS

WHEREAS, an emergent condition has arisen in that the Borough of Park Ridge is expected to enter into contracts, commitments or payments prior to the 2009 Budget and no adequate provision has been made in the 2009 temporary budget for the aforesaid purposes; and

WHEREAS, N.J.S. 40A:4-20 provides for the creation of an emergency temporary appropriation for said purpose, and

WHEREAS, the total emergency temporary appropriation resolutions adopted in the year 2009 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A 4-20) including this resolution total \$319,950,

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Park Ridge, in the County of Bergen, State of New Jersey, (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S.A. 40A:4-20:

Emergency temporary appropriations be and the same are hereby made in the amount of \$319,950 as follows:

Streets & Roads:

Road repairs and maintenance:

Salaries & wages	72,000
Other expenses	40,000

Bergen County Sewer Authority:

Share of Costs	6,700
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Preparation of Master Plan 10,000

Engineering Services 10,000

Housing Task Force

Salaries & Wages	1,000
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Mayor's Special Committee – O/E 250

Tri-Boro Safety – O/E 25,000

Municipal Library O/C

Salaries & Wages	65,000
Other Expenses	25,000

Library Support 65,000

Total 319,950

Mayor Ruschman asked the C.F.O. to explain.

Ms. Ennis said each year the governing body passes a temporary budget until such time as the annual budget is adopted but since that time some items have come along that are not covered in the temporary budget nor anticipated such as overtime for some of the storms that we have had.

There were no questions from the audience.

Mayor Ruschman asks for a motion to adopt the 2009 Emergency Appropriation resolution.

Motion made by Councilmember Ciannella and seconded by Councilmember Kane.
Motion carried unanimously.

CONSENT AGENDA:

Mayor Ruschman states that under the resolution for Payment of Monthly Bills the following Councilmember will abstain from voting on the following payments:

Councilmember Ciannella: Jacobsen Landscaping.

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

Motion made by Council President Wells and seconded by Councilmember Ciannella.
Motion carried unanimously.

BOROUGH OF PARK RIDGE

RESOLUTION NO. 09-031

AUTHORIZATION TO ENTER INTO GRANT AGREEMENT WITH THE COUNTY OF BERGEN

BE IT RESOLVED, that the Mayor and Council of the Borough of Park Ridge wishes to enter into a grant agreement with the County of Bergen for the purpose of using \$263,000 in Open Space Trust Funds for the purpose of acquiring the parcels of land collectively known as the "Forest Street Property"; and

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to be signatory to the aforesaid grant agreement; and

BE IT FURTHER RESOLVED, that the Mayor and Council recognizes that Park Ridge is liable for a dollar for dollar match of any funds awarded in accordance with the Trust requirements.

BOROUGH OF PARK RIDGE
RESOLUTION NO. 09-032

ADDITIONAL FEES – MARRIAGE LICENSES

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

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

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the Treasurer send a check in the amount of \$250.00 to the Treasurer, State of New Jersey for the quarter ending 12/31/08.

BOROUGH OF PARK RIDGE
RESOLUTION NO. 09-033

ADDITIONAL FEES – BURIAL, REMOVAL AND TRANSIT PERMITS

WHEREAS, Assembly Bill 4293 was signed into law on June 28, 2007, effective September 1, 2007; and

WHEREAS, the bill provides for charging an additional \$10.00 fee for burial, removal and transit permits to fund the development, maintenance and deployment of the Electronic Death Registration System; and

WHEREAS, payment to the New Jersey Department of Health and Senior Services – Bureau of Vital Statistics and Registration/Burial Permit Fees must be forwarded on a quarterly basis.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the Treasurer send a check in the amount of \$140.00 to the Treasurer, State of New Jersey, for the quarter ending 12/31/2008.

BOROUGH OF PARK RIDGE
RESOLUTION NO. 09-034

AUTHORIZE PROFESSIONAL SERVICES FOR ENGINEERING FOR BOUNDARY AND ANNEXATION SURVEY

WHEREAS, the Borough of Park Ridge received a request from the U.S. Census Bureau to update the Boundary and Annexation Survey of the Borough of Park Ridge, New Jersey; and

WHEREAS, Azzolina & Feury Engineering, Inc has quoted a fee of One Thousand Two Hundred Fifty Dollars (\$1,250.00) for this project; and

WHEREAS, it is the recommendation of the Administrator that the Mayor and Council accept this proposal.

WHEREAS, the Chief Financial Officer has certified the funds are available in Account No.9-01-20-165-000-138.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that Azzolina & Feury Engineering, Inc. of 30 Madison Avenue, Paramus, NJ is authorized to update the Boundary and Annexation Survey Map as required by the U.S. Census Bureau at a cost not to exceed \$1,250.00.

BE IT FURTHER RESOLVED that a true copy of this resolution shall be sent to Azzolina & Feury Engineering within ten (10) days of adoption.

BOROUGH OF PARK RIDGE
RESOLUTION NO. 09-035

HIRING TAX APPEAL ATTORNEY

WHEREAS, the Mayor and Council have been advised by the Tax Assessor that there are three commercial tax appeals still open; and

WHEREAS, Robert J. Mancinelli, Borough Attorney has met with Bob Campora, Tax Assessor; and

WHEREAS, it is the recommendation of the Borough Attorney and Tax Assessor that John J. D’Anton, Esq. be hired as Tax Appeal Attorney for the tax appeals filed by JLM Park Ridge, LLC (c/o Marriott Business), Park Ridge Health Care Facilities, LLC (Atrium) and S/K Park Ridge Assoc., LLC; and

WHEREAS, John J. D’Anton has submitted a proposal of One Hundred Fifteen Dollars (\$115.00) an hour with a total fee not to exceed Seven Thousand Five Hundred Dollars (\$7,500.00); and

WHEREAS, this hiring is made as an exception to Local Public Contracts Law; and

WHEREAS, it is anticipated that these cases will be resolved by May 31st, 2009 at which time this proposal will expire; and

WHEREAS, the Chief Financial Officer has certified the funds are available in Account No. 9-01-20-155-000-133.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that John J. D’Anton, Esq. of 67 Ramapo Valley Road, Suite 202, Mahwah, NJ 07430 is hired as Tax Appeal Attorney.

BE IT FURTHER RESOLVED that a true copy of this resolution shall be sent to John J. D’Anton, Esq. within ten (10) days from the date of adoption.

BOROUGH OF PARK RIDGE
RESOLUTION NO. 09-036

AUTHORIZING HIRING OF BURGIS ASSOCIATES, INC. FOR LAND USE PLAN ELEMENT FOR THE BOROUGH’S MASTER PLAN

WHEREAS, the Borough of Park Ridge requires the professional services of a planner to prepare a comprehensive Land Use Plan Element for the borough’s Master Plan; and

WHEREAS, the current Land Use Plan Element has been in effect for the past 30 years without major change; and

WHEREAS, the Municipal Land Use Law, 40:55D-89, requires every municipality to provide for a general reexamination of its Master Plan every six years; and

WHEREAS, the Planning Board has conducted such reexaminations as required by law every six years; and

WHEREAS, the next reexamination of the Master Plan is scheduled for 2009; and

WHEREAS, the Planning Board has determined that the Land Use Plan Element is out of date, and has requested that a comprehensive review of the Land Use Plan Element be conducted; and

WHEREAS, the Mayor and Council have received a proposal from Burgis Associates, Inc. dated January 29, 2009, who have agreed to provide these services at an amount not to exceed \$39,750.00 (Thirty-Nine Thousand, Seven Hundred Fifty Dollars).

WHEREAS, the Chief Financial Officer has certified the funds are available in Account Numbers:

8-01-20-166-000-067	\$ 5,000.00
9-01-55-611-000-002	\$ 20,290.00
9-01-55-611-000-004	\$ 5,930.00
9-01-20-166-000-067	\$ 8,530.00

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the Mayor is authorized to sign an agreement approved as to form and substance by the Borough Attorney with Burgis Associates, Inc. for that firm to provide planning services for the comprehensive review of the Land Use Plan Element in an amount not to exceed \$39,750.00.

BE IT FURTHER RESOLVED that a true copy of this resolution shall be sent to Burgis Associates Inc. within ten (10) days from the date of adoption.

BOROUGH OF PARK RIDGE
RESOLUTION NO. 09-037

AUTHORIZE RELEASE OF PERFORMANCE BOND

WHEREAS, AUTO BODY EXPRESS, a/k/a 86 MADISON, 86 Madison Street, known as Lot 6 in Block 1803, on the tax map of the Borough of Park Ridge has posted a cash Performance Bond in the amount of \$99,241.85, which included a cash Maintenance Bond of \$11,028.63; and

WHEREAS, over the past several years the Performance Bond has been reduced to an amount totaling \$37,492.53, which sum includes the Maintenance Bond of \$11,028.63 and a remaining inspection escrow of \$2,500.00; and

WHEREAS, the applicant has requested his Performance Bond be released; and

WHEREAS, the Borough Engineer has reviewed and inspected the site and submitted a report dated December 16, 2008; and

WHEREAS, the planning consultant has reviewed and inspected the site and submitted a report dated January 13, 2009; and

WHEREAS, both the engineer and planning consultant have recommended the release of the remaining cash Performance Bond and cash escrow subject to receipt of a two-year Maintenance Bond; and

WHEREAS, the cash Maintenance Bond had previously been submitted.

WHEREAS, the Planning Board has recommended to the Mayor and Council that the remaining cash Performance Bond of \$37,492.53 be reduced by \$26,463.96, thereby retaining the previously posted Maintenance Bond of \$11,028.63 and that the remaining escrow of \$2,500.00 be released.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the Performance Bond of \$37,492.53 be reduced by \$26,463.96 thereby retaining the previously posted Maintenance Bond of \$11,028.63 and that the remaining escrow of \$2,500.00 be released.

BOROUGH OF PARK RIDGE

RESOLUTION NO. 09-038

RELEASE OF SPECIAL ESCROW

WHEREAS, GARRETY LIVING TRUST, c/o KATHLEEN WARD, Grand Avenue, known as Lot 6 in Block 1006 on the Tax Map of the Borough of Park Ridge previously provided escrows to cover professional fees due and owing to professionals for services provided in approval of a Major Subdivision Application; and

WHEREAS, the Applicant has previously received approval for said application be prior Resolution of the Planning Board; and

WHEREAS, the sum of \$1,855.00 remains in the aforementioned escrow account; and

WHEREAS, the firm of Dolan & Dean, Professional Engineers, have requested payment for outstanding sums from said escrow account; and

WHEREAS, the Planning Board had previously retained the firm of Dolan & Dean with an understanding that total fees due to the firm would not exceed \$3,300.00; and

WHEREAS, no other professional has submitted demands to the Planning Board for payment from said escrow.

WHEREAS, the Planning Board has recommended to the Mayor and Council that the remaining escrow amount of \$1,855.00 be released as payment to the firm of Dolan & Dean.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the remaining escrow amount of \$1,855.00 be released as payment to Dolan & Dean Professional Engineers.

BOROUGH OF PARK RIDGE

RESOLUTION NO. 09-039

PAYMENT OF BILLS

BE IT RESOLVED, by the Mayor and Council of the Borough of Park Ridge that the following approved bills in the sum of \$2,295,812.82 be paid; and that the Mayor, Clerk and Financial Officer are hereby authorized and directed to issue warrants in payment of same.

PAYMENT OF BILLS		
February 10, 2009		
CAPITAL	SEE ATTACHED DETAIL	\$119,386.33
CURRENT FUND	SEE ATTACHED DETAIL	\$2,113,125.19
RESERVE	SEE ATTACHED DETAIL	\$62,806.27
DOG ACCOUNT	SEE ATTACHED DETAIL	\$0.00
POOL	SEE ATTACHED DETAIL	\$0.00

TRUST	SEE ATTACHED DETAIL	\$495.03
UNEMPLOYMENT	SEE ATTACHED DETAIL	\$0.00
TOTAL		\$2,295,812.82

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Check Register By Check Id

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Range of Checking Accts: 04CAPITAL to 04CAPITAL Range of Check Ids: 1201 to 1206
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
1201	02/10/09	GTBM010 G.T.B.M. INC.	5,408.30		28
1202	02/10/09	NATIO085 NATIONAL FLOORING REMOVAL LLC	11,920.00		28
1203	02/10/09	NEWPR010 NEW PRINCE CONCRETE CONST CO	95,793.53		28
1204	02/10/09	PALIS020 PALISADES SALES CORPORATION, I	3,989.50		28
1205	02/10/09	THETH010 THE THERMO GROUP	1,725.00		28
1206	02/10/09	TRSC0010 TRS CONTAINERS, INC.	550.00		28

Report Totals	Paid	Void	Amount Void	Amount Paid
Checks:	6	0	0.00	119,386.33
Direct Deposit:	0	0	0.00	0.00
Total:	6	0	0.00	119,386.33

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Range of Checking Accts: 01CURRENT FUND to 01CURRENT FUND Range of Check Ids: 20052 to 20166
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
20052	02/11/09	ISTRE010 1ST RESPONDER NEWSPAPER	80.00		27
20053	02/11/09	AMERI230 AMERICAN WEAR, INC.	1,221.55		27
20054	02/11/09	ANTHO020 ANTHONY MORGEN HEATING & AIR	395.00		27
20055	02/11/09	ATT00010 AT&T	261.94		27
20056	02/11/09	AVAYA020 AVAYA, INC. MER	518.01		27
20057	02/11/09	BCCOM010 B & C COMMUNICATIONS, INC.	2,119.10		27
20058	02/11/09	BCPUB010 BC PUBLIC WORKS ASSOCIATION	50.00		27
20059	02/11/09	BELFI010 BEL FIORE GREENHOUSE, INC.	1,227.77		27
20060	02/11/09	BERGE020 BERGEN CARE HOME HEALTH	123.00		27
20061	02/11/09	BERGE160 BERGEN COUNTY MUNICIPAL CLERKS	100.00		27
20062	02/11/09	BERGE200 BERGEN COUNTY POLICE CHIEFS AS	300.00		27
20063	02/11/09	BERGE260 BERGEN COUNTY UTILITIES AUTHOR	131,699.27		27
20064	02/11/09	BERGE310 BERGEN CTY LEAGUE OF MUNICIPAL	150.00		27
20065	02/11/09	BERGE390 BERGEN-PASSAIC CTY REGISTRARS	20.00		27
20066	02/11/09	BEYER010 BEYER BROTHERS CORPORATION	132.65		27
20067	02/11/09	BOBRA010 BOB RAYOT TIRE SERVICE, LLC	458.90		27
20068	02/11/09	BOBST010 BOB'S TROPHY SHOP/BT SPECIALTI	570.50		27
20069	02/11/09	BOGER010 BOGERT WELDING	2,555.00		27
20070	02/11/09	BOROU050 BOROUGH OF PARK RIDGE	10,156.16		27
20071	02/11/09	BOROU060 BOROUGH OF PARK RIDGE, ELEC DE	8,935.55		27
20072	02/11/09	BURGI010 BURGIS ASSOCIATES, INC.	362.50		27
20073	02/11/09	CABLE010 CABLEVISION	84.52		27
20074	02/11/09	CALMO010 CALMONT/NYCAL INDUSTRIES	54.73		27
20075	02/11/09	COLLE020 COLLEEN ENNIS	222.00		27
20076	02/11/09	COOPE010 COOPERATIVE COMMUNICATIONS INC	146.06		27
20077	02/11/09	DELAG010 DE LAGE LANDEN FINANCIAL SVC,L	495.00		27
20078	02/11/09	DEUNI010 D & E UNIFORMS	576.90		27
20079	02/11/09	DRAIN010 DRAINBUSTERS PLUMBING SOLUTION	795.00		27
20080	02/11/09	DRISC010 DRISCOLL'S LOCK & KEY	21.00		27
20081	02/11/09	DURIE010 DURIE LAWMOWER & EQUIPMENT	209.80		27
20082	02/11/09	EASYL010 EASYLINK SERVICES CORPORATION	25.00		27
20083	02/11/09	FALKE010 LIZ FALKENSTERN	78.58		27
20084	02/11/09	FEDER010 FEDERAL EXPRESS CORP.	245.60		27
20085	02/11/09	GENER010 GENERAL CODE, LLC	1,025.29		27
20086	02/11/09	GENEV010 GENE VINCI	27.06		27
20087	02/11/09	GOVER020 GOVERNMENT FINANCE OFFICERS AS	90.00		27
20088	02/11/09	HHMAC010 H & H MACK SALES, INC.	1,430.15		27
20089	02/11/09	HIGHW010 HIGHWAY TRAFFIC SUPPLY	61.40		27
20090	02/11/09	HVACD010 H.V.A.C. DISTRIBUTORS, INC.	53.04		27
20091	02/11/09	IDMME010 I.D.M. MEDICAL SUPPLY COMPANY	85.50		27
20092	02/11/09	INTER040 INTERNATIONAL BULB COMPANY, IN	384.50		27
20093	02/11/09	INTER080 INTERNATIONAL SALT COMPANY, LL	9,761.21		27
20094	02/11/09	JOEEN010 JOEEN CIANNELLA	564.27		27
20095	02/11/09	JOHNC010 JOHN CRUM PRINTING, INC.	603.00		27
20096	02/11/09	JOHNJ010 JOHN J. D'ANTON, ESQ.	6,166.75		27
20097	02/11/09	JOHNM010 JOHN M. HARTEL CO., INC.	96.85		27
20098	02/11/09	KRANZ010 DAWN KRANZO	80.44		27
20099	02/11/09	KRELL010 KRELL LIGHTING	42.38		27
20100	02/11/09	LANGU010 LANGUAGE LINE SERVICES	49.28		27
20101	02/11/09	MACOO010 MACO OFFICE SUPPLIES	489.65		27
20102	02/11/09	MAGUI010 TERENCE MAGUIRE	94.00		27

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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
20103	02/11/09	MBERN010 M. BERNSTEIN & SONS	35.25		27
20104	02/11/09	MGLPRO10 MGL PRINTING SOLUTIONS	1,396.95		27
20105	02/11/09	MONMO010 MONMOUTH COUNTY ASSESSOR'S ASS	60.00		27
20106	02/11/09	MONTV020 MONTVALE HARDWARE & SUPPLY	8.99		27
20107	02/11/09	MUNICO20 MUNICIPAL CLERKS' ASSN OF NJ,	175.00		27
20108	02/11/09	MUNIC110 MUNICIPAL RECORD SERVICE	300.00		27
20109	02/11/09	NALBO010 NALBOH	190.00		27
20110	02/11/09	NATIO210 NMS, INC	1,950.00		27
20111	02/11/09	NEWJE101 NEW JERSEY PRESS ASSOCIATION	20.00		27
20112	02/11/09	NJPLA010 NJ PLANNING OFFICIALS	350.00		27
20113	02/11/09	NJSTA010 NJ STATE ASSN OF CHIEFS OF POL	200.00		27
20114	02/11/09	NJSTA030 NJ STATE LEAGUE OF MUNICIPALIT	679.00		27
20115	02/11/09	NORTH070 NORTH JERSEY MEDIA GROUP	944.90		27
20116	02/11/09	NORTH160 NORTHWEST BERGEN CENTRAL DISPA	35,700.00		27
20117	02/11/09	ONSIT010 ON SITE APPARATUS SERVICES	2,000.00		27
20118	02/11/09	OUTST010 OUTSTANDING SERVICE CO., INC.	359.40		27
20119	02/11/09	PAAUT010 P&A AUTO PARTS, INC.	1,798.75		27
20120	02/11/09	PALIS020 PALISADES SALES CORPORATION, I	111.00		27
20121	02/11/09	PARKR050 PARK RIDGE FLORIST	221.50		27
20122	02/11/09	PARKR090 PARK RIDGE HIGH SCHOOL	1,861,193.00		27
20123	02/11/09	PASCA090 PASCACK VALLEY FIREMAN'S ASSO	800.00		27
20124	02/11/09	PITNE020 PITNEY BOWES, INC.	341.46		27
20125	02/11/09	PLANN010 PLANNING COMMISSIONERS JOURNAL	188.00		27
20126	02/11/09	POWER050 POWERTECH MOTION CONTROL	491.39		27
20127	02/11/09	PREMI010 PREMIER SUPPLIES	148.89		27
20128	02/11/09	PSEG0010 P S E & G	9,608.10		27
20129	02/11/09	PUBLI080 PUBLIC WORKS ASSOC. OF NEW JER	70.00		27
20130	02/11/09	QUACK010 QUACKENBUSH LUMBER	2,123.20		27
20131	02/11/09	RAPID010 RAPID RECOVERY SERVICES LLC	1,828.40		27
20132	02/11/09	REEDS010 REED SYSTEMS, LTD	1,215.21		27
20133	02/11/09	RICOH010 RICOH BUSINESS SYSTEMS, INC.	571.44		27
20134	02/11/09	RIDGE050 RIDGEMONT PIZZA	125.00		27
20135	02/11/09	ROBER050 ROBERT LUDWIG	189.23		27
20136	02/11/09	RUGGE010 RUGGED OUTFITTERS, INC.	169.98		27
20137	02/11/09	RUSSE020 NANCY RUSSELL	66.78		27
20138	02/11/09	RUTGE020 RUTGERS, THE STATE UNIVERSITY	2,051.00		27
20139	02/11/09	SANIT010 SANITATION EQUIPMENT CORP.	4,292.74		27
20140	02/11/09	SCHULO10 SCHULTZ FORD LINCOLN MERCURY,	6,006.69		27
20141	02/11/09	SHOWA010 SHOWALTERS AUTO & EQUIPMENT, I	801.00		27
20142	02/11/09	SHRED010 SHRED-IT NEWARK	92.20		27
20143	02/11/09	SICOM010 SICOMAC DAIRY FOODS	175.17		27
20144	02/11/09	STAPL010 STAPLES	37.97		27
20145	02/11/09	STAPL020 STAPLES	73.99		27
20146	02/11/09	STATE020 STATE LINE FIRE & SAFETY, INC.	127.15		27
20147	02/11/09	TECHN010 TECHNICAL ASSISTANT ASSOC OF B	40.00		27
20148	02/11/09	THEVI010 THE VILLAGE GRILLE	1,775.40		27
20149	02/11/09	THEVO010 THE VOZZA AGENCY, INC.	10,899.00		27
20150	02/11/09	THOMA040 THOMAS J. MAZZARELLA	260.00		27
20151	02/11/09	THOMS010 THOMSON HEALTHCARE	77.90		27
20152	02/11/09	TREAS050 TREASURER, STATE OF NEW JERSEY	2,000.00		27
20153	02/11/09	TRIAN010 TRIANGLE COMMUNICATIONS, LLC	488.00		27
20154	02/11/09	TRIBO010 TRI BORO AMBULANCE SERVICE, IN	438.17		27
20155	02/11/09	TRIBO020 TRIBORO MUTUAL AID ASSOCIATION	700.00		27
20156	02/11/09	TURLI010 LOUIS TURLI	50.00		27

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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
20157	02/11/09	UNUML010 UNUM LIFE INSURANCE COMPANY	3,591.90		27
20158	02/11/09	USPOS010 US POSTAL SERVICE(POSTAGE-BY-P	1,290.76		27
20159	02/11/09	VANDI010 VAN DINE'S FOUR WHEEL CENTER,	3,311.00		27
20160	02/11/09	VERIZ020 VERIZON	3,797.85		27
20161	02/11/09	VERIZ030 VERIZON WIRELESS	1,049.58		27
20162	02/11/09	WASMU010 WASHMUND BINDERY	130.00		27
20163	02/11/09	WASTE010 WASTE MANAGEMENT OF NEW JERSEY	20,311.68		27
20164	02/11/09	WORLD020 WORLD CLASS BUSINESS PRODUCTS	0.00	02/11/09 VOID	0
20165	02/11/09	WORLD020 WORLD CLASS BUSINESS PRODUCTS	857.50		27
20166	02/11/09	WGRA010 W. W. GRAINGER, INC.	78.13		27

Report Totals	Paid	Void	Amount Void	Amount Paid
Checks:	114	1	0.00	2,175,931.46
Direct Deposit:	0	0	0.00	0.00
Total:	114	1	0.00	2,175,931.46

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Fund Description	Fund	Budget Total	Revenue Total
CURRENT FUND	8-01	62,806.27	0.00
CURRENT FUND	9-01	2,113,125.19	0.00
Total of All Funds:		2,175,931.46	0.00

February 10, 2009		
Dog Account		
2357	MGL Printing Solutions	\$463.00
Trust		
1053	North Jersey Media	\$32.03

BOROUGH OF PARK RIDGE

RESOLUTION NO. 09-041

AUTHORIZING THE 2008 RECYCLING TONNAGE GRANT APPLICATION

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for the 2008 Recycling Tonnage Grant will memorialize the commitment of this municipality to recycling and to indicate the assent of the Mayor and Council of the Borough of Park Ridge to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the Borough of Park Ridge hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Gene Vinci, Borough Administrator to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

BOROUGH OF PARK RIDGE

RESOLUTION NO. 09-042

RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF PARK RIDGE, IN THE COUNTY OF BERGEN, NEW JERSEY, COVENANTING TO COMPLY WITH THE PROVISIONS OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, APPLICABLE TO THE EXCLUSION FROM GROSS INCOME FOR FEDERAL INCOME TAX PURPOSES OF INTEREST ON OBLIGATIONS ISSUED BY THE BOROUGH OF PARK RIDGE AND AUTHORIZING THE MAYOR, BOROUGH CLERK, CHIEF FINANCIAL OFFICER AND OTHER BOROUGH OFFICIALS TO TAKE SUCH ACTION AS THEY MAY DEEM NECESSARY OR ADVISABLE TO EFFECT SUCH COMPLIANCE AND DESIGNATING A \$3,280,000 BOND ANTICIPATION NOTE, DATED FEBRUARY 6, 2009, PAYABLE FEBRUARY 5, 2010, AS A "QUALIFIED TAX-EXEMPT OBLIGATION" PURSUANT TO SECTION 265(b)(3) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED.

WHEREAS, the Borough of Park Ridge, in the County of Bergen, New Jersey (the "Borough") from time to time issues bonds, notes and other obligations the interest on which is excluded from gross income for Federal income tax purposes and desires to take such action as may be necessary or advisable to establish and maintain such exclusion; and

WHEREAS, the Internal Revenue Code of 1986, as amended (the "Code"), contains provisions with respect to the exclusion from gross income for Federal income tax purposes of interest on obligations, including provisions, among others, which require issuers of tax-exempt obligations, such as the Borough to account for and rebate certain arbitrage earnings to the United States Treasury and to take other action to establish and maintain such Federal tax exclusion; and

WHEREAS, the Borough desires to designate a \$3,280,000 Bond Anticipation Note, dated February 6, 2009, payable February 5, 2010 (the "Note"), as a "qualified tax-exempt obligation" pursuant to Section 265(b)(3) of the Code;

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

SECTION 1. The Borough Council hereby covenants on behalf of the Borough, to the extent permitted by the Constitution and the laws of the State of New Jersey, to do and perform all acts and things permitted by law and necessary to assure that interest paid on the Note be and remain excluded from gross income of the owners thereof for Federal income tax purposes pursuant to Section 103 of the Code.

SECTION 2. The Mayor, Borough Clerk, Chief Financial Officer and the other officials of the Borough are hereby authorized and directed to take such action, make such representations and give such assurances as they may deem necessary or advisable to effect compliance with the Code.

SECTION 3. The Note is hereby designated as a "qualified tax-exempt obligation" for the purpose of Section 265(b)(3) of the Code.

SECTION 4. It is hereby determined and stated that (1) the Note is not a "private activity bond" as defined in the Code and (2) the Borough and its subordinate entities, if any, do not reasonably anticipate issuing in excess of \$10 million of tax-exempt obligations (other than private activity bonds) during the calendar year 2009.

SECTION 5. It is further determined and stated that the Borough has not, as of the date hereof, issued any tax-exempt obligations (other than the Note) during the calendar year 2009.

SECTION 6. The Borough will, to the best of its ability, attempt to comply with respect to the limitations on issuance of tax-exempt obligations pursuant to Section 265(b)(3) of the Code; however, said Borough does not covenant to do so, and hereby expressly states that a covenant is not made hereby.

SECTION 7. The issuing officers of the Borough be and they hereby are authorized to deliver a certified copy of this resolution to the original purchaser of the Note and to further provide such original purchaser with a certificate of obligations issued during the calendar year 2009 dated as of the date of delivery of the Note.

SECTION 8. This resolution shall take effect immediately upon its adoption.

BOROUGH OF PARK RIDGE

RESOLUTION NO. 09-043

AUTHORIZE RECEIPT OF BIDS ELECTRIC DISTRIBUTION TREE TRIMMING SERVICE

WHEREAS, the Borough of Park Ridge Electric Department is in need of electric distribution tree trimming services; and

WHEREAS, the anticipated expenditure for this electric distribution tree trimming service is over \$29,000.00; and

WHEREAS, the provisions of New Jersey Statute 40A:11-4 requires the public advertising for bids when the anticipated expenditure is over \$29,000.00; and

WHEREAS, the Board of Public Works has recommended that the Mayor and Council authorize the receipt of sealed bids for the purchase of electric distribution tree trimming service.

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 electric distribution tree trimming service.

BOROUGH OF PARK RIDGE

RESOLUTION NO. 09-045

AUTHORIZE PROFESSIONAL SERVICES FOR ENGINEERING FOR PARK RIDGE TRAIN STATION PEDESTRIAN IMPROVEMENTS

WHEREAS, the Borough of Park Ridge requires the professional services of an engineer to prepare the scope of work for the project including edit of existing Topographic and Boundary Survey, Design Plan, Bid Documents and Specifications and Submission of Plans to Outside Agencies; and

WHEREAS, the Borough of Park Ridge will need additional engineering services with regard to this project; review of bids received, inspection of improvements, review of contractor payment requests and any change order requests and prepare documents to close project with the N.J.D.O.T.; and

WHEREAS, Azzolina & Feury Engineering, Inc has quoted an estimated fee of Ten Thousand Dollars (\$10,000.00), proposal dated February 4th, 2009, for this project; and

WHEREAS, it is the recommendation of the Borough Administrator that the Mayor and Council accept this proposal; and

WHEREAS, the Chief Finance Officer has certified the funds are available in Account No. 9-01-20-165-000-138.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge, Bergen County, New Jersey, authorizes the professional services of Azzolina & Feury Engineering, Inc for the Park Ridge Train Station Improvements.

BOROUGH OF PARK RIDGE
RESOLUTION NO. 09-046

BOARD OF EDUCATION PAYMENTS

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

<u>2009</u>	
January	\$1,737,158.00
February	\$1,737,154.00
March	\$1,737,154.00
April	\$1,737,154.00
May	\$1,737,154.00
June	\$1,737,154.00
February – Debt Service	\$124,039.00
Total:	\$10,546,967.00

BOROUGH OF PARK RIDGE
RESOLUTION NO. 09-047

AUTHORIZING HIRING OF LEGAL COUNSEL FOR NEW JERSEY SPILL FUND COMPENSATION COMPLAINT

WHEREAS, a complaint has been filed in the Superior Court Law Division against the Park Ridge Water Department by the Administrator of the New Jersey Spill Compensation Fund; and

WHEREAS, the Board of Public Works seeks to contract with a qualified attorney to address this complaint; and

WHEREAS, the Board of Public Works has reviewed their options in hiring an attorney to provide legal advice for said case; and

WHEREAS, the Board of Public Works has concluded that John J. D’Anton Esq. of Mahwah, NJ would be the most qualified attorney to address this case; and

WHEREAS, John J. D’Anton has submitted a proposal of one hundred fifty dollars (\$150.00) an hour, with a total fee not to exceed ten thousand dollars (\$10,000.00); and

WHEREAS, the Board of Public Works has recommended to the Mayor and Council the hiring of John J. D’Anton, Esq. of 67 Ramapo Valley Road, Suite 202, Mahwah, NJ 07430 for the purpose of providing legal advice for this New Jersey Spill Compensation complaint.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that John J. D’Anton, Esq., of 67 Ramapo Valley Road, Suite 202, Mahwah, NJ 07430 is hired for the purpose of providing legal advice for this New Jersey Spill Compensation complaint.

COMMUNICATIONS:

Mayor Ruschman stated he had received a letter from Donna Baboulis, Esq. thanking the governing body for her appointment as Judge.

OLD BUSINESS:

ASSESSMENT SEARCH OFFICER:

Mayor Ruschman asks for a motion to appoint **Kelley O'Donnell** as Assessment Search Officer.

Motion made by Councilmember Ciannella and seconded by Council President Wells to confirm. Motion carried unanimously.

LEGAL DEPOSITORY:

Mayor Ruschman asks for a motion to designate **MBIA** as a legal depository in addition to those already noted at the Reorganization Meeting.

Motion made by Councilmember Levinson and seconded by Council President Wells to confirm. Motion carried unanimously.

MUNICIPAL SWIM POOL COMMISSION:

Mayor Ruschman asks for a motion to appoint **Dave Conkling** to the Municipal Swim Pool Commission for a full three-year term, said term to expire December 31, 2011.

Motion made by Councilmember Viola and seconded by Councilmember Levinson to confirm. Motion carried unanimously.

Mayor Ruschman asks for a motion to appoint **Patrick Moran** to the Municipal Swim Pool Commission for a full three-year term, said term to expire December 31, 2011. Motion carried unanimously.

COMMITTEE APPOINTMENTS IN ADDITION TO THOSE PREVIOUSLY APPOINTED AT THE REORGANIZATION MEETING

Appointments are for one year. They are the Mayor's appointments with Council confirmation

HISTORICAL ADVISORY COMMITTEE:

Mayor Ruschman asks for a motion to appoint the following members of the Historical Advisory Committee for the year 2009.

Ned Barber Joe Bruno Marcia Eisen

Motion made by Councilmember Levinson and seconded by Councilmember Ciannella to confirm. Motion carried unanimously.

VISION PLAN COMMITTEE:

Mayor Ruschman asks for a motion to appoint the following members of the Vision Plan Committee for the year 2009.

Andrew Hodgins Dave Vozza

Motion made by Councilmember Ciannella and seconded by Council President Wells to confirm. Motion carried unanimously.

OFFICE OF EMERGENCY MANAGEMENT:

Mayor Ruschman asks for a motion to appoint the following members of the Office of Emergency Management for the year 2009.

Greg Stalb Peter DePalma

Motion made by Councilmember Ciannella and seconded by Council President Wells to confirm. Motion carried unanimously.

REPORTS OF THE GOVERNING BODY:

Councilmember Kane: met with all the committees; PKRG very happy with their new members; Board of Health with new contracts.

Councilmember Ciannella: Board of Utilities now has solar panels on the garage; purchased another share of energy; OEM has POD meeting ; and Downtown Beautification will be placing more containers at Veterans' Park before Memorial Day

Council President Wells: Planning Board met and reorganized; will revisit the Master Plan; Charrette scheduled for March 7th

Councilmember Levinson: no report

Councilmember Maughan: no report

Councilmember Viola: pool commission accomplished preseason goals; new member needed due to resignation; encouraged everyone to join pool; Fire Dept. needs Jaws of Life to be replaced; need to revitalize Recycling Committee, 3 separate contracts dealing with trash and recycling.

APPROVAL OF MINUTES:

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

Public Session Minutes dated November 7, 2007

Abstain: Council members Kane, Maughan, Viola

Public Session Minutes dated November 27, 2007

Abstain: Council members Kane, Maughan, Viola

Public Session Minutes dated September 9, 2008

Abstain: Council members Kane, Viola

Public Session Minutes dated September 23, 2008

Abstain: Council members Kane, Viola

Public Session Minutes dated October 14, 2008

Abstain: Council members Kane, Viola

Public Session Minutes dated October 28, 2008

Abstain: Council members Kane, Viola

Public Session Minutes dated November 11, 2008

Abstain: Council members Kane, Viola

Public Session Minutes dated November 25, 2008

Abstain: Council members Kane, Viola

Public Session Minutes dated December 9, 2008

Abstain: Council members Kane, Viola

Public Session Minutes dated December 23, 2008

Abstain: Council members Kane, Viola

Sine Die and Reorganization Minutes dated January 6, 2009

Closed and Work Session Minutes dated January 6, 2009

Abstain: Council President Wells

Closed and Work Session Minutes dated January 27, 2009

Motion made by Councilmember Levinson and seconded by Councilmember Ciannella to confirm. Motion carried unanimously.

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

Meeting adjourned at 9:20p.m.

Respectfully submitted,