

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. Acting Mayor Wells led those attending in the Pledge of Allegiance.

**Roll Call:**

Present: Council members Kane, Ciannella, Levinson, Maughan, Viola and Acting Mayor Wells.

Absent: Mayor Ruschman

Also Present: Robert Mancinelli, Esq., Borough Attorney  
Gene Vinci, Borough Administrator  
Kelley O'Donnell, Acting Borough Clerk  
Colleen Ennis, C.F.O

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

**PROCLAMATION**

As read by Councilmember Viola, Liaison to the Park Ridge Volunteer Fire Department:

**THOMAS DERIENZO – FORMER FIRE CHIEF**

**WHEREAS**, Thomas Derienzo joined the Park Ridge Volunteer Fire Department in 1993 upon relocating to the Borough and immediately began taking all courses available and training; and

**WHEREAS**, in 1998 Tom became a driver for the Park Ridge Volunteer Fire Department; and

**WHEREAS**, in January 2000 Tom was elected Lieutenant, his first position as a department officer; and

**WHEREAS**, Tom earned the respect of the membership and demonstrated his leadership skills by moving up to Captain, thereby serving in that office 2001 through 2003; and

**WHEREAS**, Tom then served as Assistant Chief under Chief Ken Steel in 2004 and 2005; and

**WHEREAS**, in 2006 Tom took command of the department, serving as Chief in 2006, 2007 and 2008; and

**WHEREAS**, in October 2008 Tom obtained his Fire Official License; and

**WHEREAS**, during his ten years with the Department Tom found the time to participate in both the 2003 and 2008 truck committees; and

**WHEREAS**, as a former Chief Tom has taken on the role as Trainer/Liaison to the Junior members of the Department passing on his knowledge and expertise to those members between the ages of 14 and 17; and

**NOW, THEREFORE, BE IT RESOLVED** on behalf of the Mayor and Council and the residents of the Borough of Park Ridge I would like to extend our sincerest gratitude and appreciation for your years of service and your continued work with the next generation of volunteers.

**AGENDA CHANGES**

Acting Borough Clerk O'Donnell advised the addition of the following resolutions under the Consent Agenda:

17. Authorizing Amendment of Agreement for COAH unit at 37 Park Avenue
18. Authorize Receipt of Bids for Exterior Improvements for the Park Ridge Fire House
19. Approval of Banner Request
20. Authorize Receipt of Bids for Veteran's Park Improvements

**PUBLIC PRIVILEGE TO THE FLOOR**

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

**George Heller – 80 Second Street**

Mr. Heller stated that there did not seem to be much meat on the bones of Resolution #7 on the Consent Agenda – Amend the Current Interest Arbitration Laws; which he felt was way past overdue. Mr. Heller was concerned that the state legislature would not act on this very key issue. Mr. Heller made reference to the recent arbitration award in Closter and the impact it could have on other municipalities. Mr. Heller asked if there was more that could be done. Acting Mayor Wells stated that he was happy to hear that George was in support of the resolution and added that it is currently a discussion item amongst the Pascack Valley Mayors. Acting Mayor Wells further stated that this resolution is just one step and the Council was hopeful in participating in other steps as well.

## **ORDINANCES – INTRODUCTION**

### **ORDINANCE 2009-06 BOND ORDINANCE TO AUTHORIZE THE 2009 ROAD, CURB, DRAINAGE AND SIDEWALK IMPROVEMENT PROGRAM**

Acting Mayor Wells asks for a motion to introduce on first reading by title Ordinance 2009-06, An ordinance to authorize the 2009 Road, Curb, Drainage and Sidewalk Improvement Program.

A motion was made by Councilmember Maughan and seconded by Councilmember Levinson to confirm. Motion carried unanimously.

Acting Mayor Wells asks the Clerk to read the ordinance by title:

### **ORDINANCE 2009-06 BOND ORDINANCE TO AUTHORIZE THE 2009 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 \$887,000 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 2009 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, as amended; the "Local Bond Law"). Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$887,000 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 \$887,000, and (4) \$42,250 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 \$844,750, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$118,006 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 \$42,250, 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 \$42,250 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 \$844,750 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 \$844,750 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 \$844,750 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.

Acting Mayor Wells asks Colleen Ennis, CFO to give a brief description of this ordinance.

Ms. Ennis states that this is a Capital Ordinance which will allow the Borough to go out to bid for the 2009 Pascack Valley Cooperative Road Program and the Borough’s own improvement program. The total estimated cost is \$887,000.

Acting Mayor Wells asks the Clerk if she is in receipt of the Supplemental Debt Statement.

Acting Borough Clerk O’Donnell states that she is in receipt of the Supplemental Debt Statement.

Acting Mayor Wells asks if anyone present wishes to be heard concerning the introduction of this ordinance. There was no one.

Acting Mayor Wells 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 March 24, 2009.

A motion was made by Councilmember Maughan and seconded by Councilmember Levinson to confirm. Motion Carried unanimously.

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**ORDINANCE 2009-07, AN ORDINANCE AMENDING CHAPTER 77A,  
PARKS AND RECREATION AREAS**

Acting Mayor Wells asks for a motion to introduce on first reading by title Ordinance 2009-07, An Ordinance Amending Chapter 77A, Parks and Recreation Areas.

A motion was made by Councilmember Maughan and seconded by Councilmember Viola to confirm. Motion carried unanimously.

Acting Mayor Wells asks the Clerk to read the ordinance by title:

**ORDINANCE 2009-07, Amending Chapter 77A Parks and Recreation Areas**

**WHEREAS**, the Recreation & Cultural Committee of the Borough of Park Ridge has recommended certain changes to the ordinance requirements for the use of the Borough’s parks and recreation areas; and

**WHEREAS**, the Mayor and Council of the Borough of Park Ridge believe that the recommended changes 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 77A of the Code of the Borough of Park Ridge be and is hereby amended as follows:

**SECTION ONE:**

Chapter 77A shall be deleted in its entirety and replaced with the following:

**Chapter 77A, PARKS AND RECREATION AREAS**

**ARTICLE I, General Regulations**

**§ 77A-1. Purpose; scope.**

The following rules and regulations are hereby adopted for the protection, regulation and control of public property designated as Borough Fields, including but not limited to Davies Field, Mill Pond, Huff Park/Sulak Fields, Atkins Glen, Board of Education School Fields and the Colony Avenue fields, pool and parking lot.

**§ 77A-2. Alcoholic beverages, drugs or narcotics.**

No person who appears to be under the influence of intoxicating beverages, drugs or narcotics shall be permitted within a Borough park or recreation area. No person shall possess or consume alcoholic beverages in any Borough park or recreation area. Non-profit organizations may obtain an application for a Special Permit for Social Affairs permit from the Borough Clerk authorized and approved by the Mayor and Council.

**§ 77A-3. Group use; meetings; use of loudspeakers.**

A. No group shall use a Borough park or recreation area without first submitting an application for Request of Use of Facilities with the Borough Clerk not later than fifteen days before the proposed date of use. The filing of the required application does not guarantee approval of the requested group use. Upon review and approval of the application, the Field Coordinator shall issue the required permit and schedule the use of the Borough park or recreation area subject to availability. Priority of group use shall be as follows: Any Group consisting of at least 50% of Borough residents; Borough sanctioned recreation events; PRAA youth sports; School athletics; Club Sports for adults and youths. For annual group use requests, all required applications shall be submitted by January 15<sup>th</sup> and field schedules shall be determined on or about February 28<sup>th</sup> of each year. Group use shall be limited to designated areas. Adult supervision of children's groups is required at all times.

B. No person shall call or hold any public meeting or give any concert or public entertainment of any kind within a Borough park or recreation area without first having obtained written permission from the field coordinator in advance no later than fifteen days before the proposed date of use.

C. No person shall use loudspeakers, public address systems or amplifiers within a Borough park or recreation area without first having obtained permission in advance from the Mayor and Council no later than seven days before the proposed date of use.

D. Each Group or that applies to use a Borough park or recreation area must provide the Borough Clerk with a certificate of insurance and sign a hold harmless form provide by the Borough. The certificate of insurance must show evidence of at least \$1,000,000 general liability coverage naming the Borough as an additional insured. The Borough Clerk may require additional insurance coverage limits in his discretion depending on the type of proposed use.

E. Fees.

(1) The Mayor and Council shall adopt a Resolution on an annual basis establishing the fees for both Resident and Non Resident Teams which have received the required permit to use any Borough fields for that calendar year. A Non Resident Team shall be defined as any team in which Borough residents comprise less than 50% of the team's roster.

**§ 77A-4. Littering; pollution.**

A. No person shall leave bottles, broken glass, ashes, wastepaper or other rubbish within a Borough park or recreation area except in a properly provided receptacle designated for that purpose.

B. No person shall throw or place any dirt, stone, rock, debris, foreign or waste substance into or upon any Borough park or recreation area.

C. No person shall throw, cast, lay or drop, discharge into or allow to remain in the water of a Borough park or recreation area, or any tributary, brook, stream or storm sewer or drain flowing into said waters, any substance or matter which may result in the pollution of said waters.

**§ 77A-5. Property damage.**

No person shall cut, break, dig up or in any way mutilate or injure any tree, shrub, plant, grass, turf, railing, seat, fence, structure or any other object within a Borough park or recreation area.

**§ 77A-6. Fires and fireworks.**

A. No person shall build, light or maintain a fire within a Borough park or recreation area maintained or designated for such purpose unless a permit for same has been obtained from the Borough fire Prevention Bureau.

B. No person shall discharge or set off within any Borough park or recreation area any firecrackers, torpedoes, rockets or other fireworks unless a permit for same has been obtained from the Borough Fire Prevention Bureau.

**§ 77A-7. Firearms and hunting.**

A. No person shall discharge any weapon or firearms within or into a Borough park or recreation area. Firearms shall not be carried nor had in possession of any person. Shooting with a bow and arrow is prohibited.

B. No person shall knowingly molest, trap, capture, hold, remove, injure or kill any animal or disturb its habitat within a Borough park or recreation area.

**§ 77A-8. Prohibitions.**

A. No person shall swim or bathe in any pond or stream within a Borough park or recreation area.

B. No person shall use motorized boats, other than model boats, of any kind on any pond or stream within a Borough park or recreation area.

C. No person or group shall engage in any commercial enterprise, including but not limited to the offering of services, soliciting, selling or peddling of any liquids or edibles for human consumption, or distribute circulars or hawk, or peddle or vend any goods, wares or merchandise within a Borough park or recreation area without meeting the requirements of Chapter 67 of the Code of the Borough of Park Ridge entitled "Hawkers, Peddlers and Solicitors."

D. No person shall cut, carve, point, mark, paste or fasten on any tree, fence, wall, building, monument or other object within a Borough park or recreation area any bill, advertisement or inscription, nor shall any person distribute, cast, throw or place any handbill, pamphlet, circular, advertisement or notice of any kind within a Borough park or recreation area.

**§ 77A-9. Vehicular restrictions.**

A. No person shall use any portion of a Borough park or recreation area for the purpose of a roadway, except drives, parking areas, roadways, paths, walks and trails established for such purpose by the Mayor and Council. Footpaths or walks established for pedestrian travel shall not be used for vehicular travel. The use of mopeds, snowmobiles or motorized bikes within a Borough park or recreation area shall not be permitted. (See Chapter 45 of the Code of the Borough of Park Ridge.)

B. No person shall drive or propel or cause to be driven or propelled along or over any road within a Borough park or recreation area any vehicle at a rate of speed greater than 10 miles per hour.

**§ 77A-10. Hours of operation**

No person shall, without permission, enter into or remain within a Borough park or recreation area, except during the hours that the park or recreation area is open to the general public, generally, daylight to 11:00 p.m. at Sulak Field and Davies Field and daylight to 1/2 hour after sunset for all other parks and recreation area.

**§ 77A-11. Violations and penalties.**

Any person, firm or corporation violating any provisions of this article shall be subject, upon conviction thereof, to a fine of not more than \$500 or to imprisonment in the county jail for a term of not exceeding 90 days, or both for a first offense. The fine shall be doubled for each and every subsequent offense. Any person or group convicted of a second offense shall be placed on probation for a period of six months. Any person or group convicted of violating this article while on probation shall be prohibited from obtaining a use permit for a period of two years.

**ARTICLE II, Davies Field**

**§ 77A-12. Application.**

This article shall apply to the recreational field with the artificial surface in Davies Field in Park Ridge and all grounds which are part of the Davies Field complex, including bleachers, benches, parking areas, fences and lights and any other auxiliary structures.

**§ 77A-13. Permit required.**

The recreational field, which is part of Davies Field, shall be used only by the issuance of a permit from the Borough of Park Ridge. The Borough Clerk should create a permit application packet to be completed by each user. The application packet shall include the following information: the name and address of the user, including zip code, email address, telephone number and responsible person from the user, a description of the use, the date or dates of use of the field and all such information deemed by the Borough Clerk to be necessary for the proper administration of this article. Application packets shall be made available at Borough Hall on the Borough's web site.

**§ 77A-14. Prohibit uses or activities.**

The following uses and/or activities are prohibited on the recreational field in Davies Field:

A. The use of metal spikes on the artificial surface.

B. Littering.

C. The consumption or possession of any soft drinks; bottled or can drinks, alcoholic beverages or sports drinks.

D. The eating of food of any type.

E. Chewing gum or smoking.

- F. The erection of any tents or stands on the artificial surface, including the installation of stakes.
- G. There should be no use of any marking paint, marking lime or any other liquid or powder to mark or identify any area on the artificial surface unless prior written approval has been obtained from the Administrator.
- H. No animals are allowed on the artificial surface at any time.
- I. No fires are allowed in the artificial surface.
- J. No remote control planes, cars or any other models powered by any electrical or mechanical device would be allowed in the artificial surface at all times.
- K. No skateboards, bikes, rollerblades, scooters, all-terrain vehicles or any other similar devices should be allowed on the artificial surface.
- L. If the field is snow covered, it is closed; no one is authorized to shovel or remove snow from the artificial surface.

**§ 77A-15. Loss of privileges.**

Any user who violates these rules and regulations shall lose their use of the field and can be subject to the fines and penalties as provided herein.

**§ 77A-16. Violations and penalties.**

Any person who violates this article or any provision herein may be held liable for a fine not to exceed \$500 or to imprisonment in the county jail for a term of not exceeding 90 days, or both for a first offense. The fine shall be doubled for each and every subsequent offense. Any person or group convicted of a second offense shall be placed on probation for a period of six months. Any person or group convicted of violating this article while on probation shall be prohibited from obtaining a use permit for a period of two years.

**ARTICLE III, Smoking**

**§ 77A-17. Prohibition.**

No person shall smoke or carry any type of tobacco products, including cigarettes, cigars or pipes, in or on any Borough recreation area or parks, including the Park Ridge Pool, at any time.

**§ 77A-18. Violations and penalties.**

Any person violating this article shall be subject to violations and penalties set forth in § 77A-11.

**ARTICLE IV, Certification of Coaches**

**§ 77A-19.** All coaches and managers participating in programs sponsored and supervised by the PRAA, as well as programs administered by privately organized athletic associations wherein the Borough provides insurance coverage, shall enroll in and complete an authorized certification course through the Rutgers S.A.F.E.T.Y. clinic or any other approved comparable course.

**§ 77A-20.** Such certification course shall be a recognized program and shall have the prior approval of the Borough Administrator who shall promulgate rules and regulations for administration of the certification process and the requirement for periodic renewals.

**§ 77A-21.** All persons covered by the terms of this article shall complete the required course within the time limits set by the Borough Administrator.

**ARTICLE V, Summer Day Camp Program**

**§ 77A-22.** Participation in the Summer Day Camp shall be made available to the children of Park Ridge residents or any child attending any public or private school within the Borough, entering Kindergarten through Grade 7 in September of the upcoming school year. If any child is in the care of a guardian residing within the Borough, that child shall be eligible to participate in the day camp program. Day camp shall start on the first Monday following the end of the public school term and shall continue for five consecutive weeks. In the event of any inclement weather resulting in the cancellation of day camp, said cancellation shall be posted on the Borough's web site and on the Summer Day Camp Program's dedicated voice mail. There shall be no reimbursement of any fees resulting from the cancellation of day camp resulting from inclement weather, any expulsion or for any dates not attended.

The Mayor and Council shall adopt a Resolution on an annual basis establishing the hours of operation and participation fees for the Summer Day Camp Program.

**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.

Acting Mayor Wells asks the Borough Attorney Robert Mancinelli to give a brief description of this ordinance.

Mr. Mancinelli stated that this ordinance proposes to amend Chapter 77A Parks & Recreation Areas existing ordinance. It addresses concerns that were raised by various members of the community and with the assistance of the Field Coordinator; Steve Hopper certain suggested language was made with regard to the usage of the fields and it also establishes a priority of use of the field and establishes fees for the purposes of permitting. In addition it tightens up some of the language regarding violations and penalties. It also includes the statement that the coaches be certified through the Rutgers State Program as well as eligibility for the Summer Day Camp Program run by the Recreation Committee.

Acting Mayor Wells asks if anyone present wishes to be heard concerning the introduction of this ordinance. There was no one.

Acting Mayor Wells 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 March 24, 2009.

A motion was made by Councilmember Ciannella and seconded by Councilmember Kane to confirm. Motion carried unanimously.

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**ORDINANCE 2009-08, AN ORDINANCE AMENDING CHAPTER 101-20(J)  
OUTDOOR CAFÉS**

Acting Mayor Wells asks for a motion to introduce on first reading by title Ordinance 2009-08, An Ordinance Amending Chapter 101-20(J) outdoor Cafes.

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

Acting Mayor Wells asks the Clerk to read the ordinance by title:

**ORDINANCE 2009-08, An Ordinance Amending Chapter 101-20(J) Outdoor Cafés**

**WHEREAS**, the Construction Code Official of the Borough of Park Ridge has recommended certain changes to the ordinance requirements for outdoor cafes; 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 101-20(J) of the Code of the Borough of Park Ridge be and is hereby amended as follows:

**SECTION ONE:** J. Outdoor cafes.

(4)(e) shall be deleted in its entirety;

(11) shall be deleted in its entirety;

**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.

Acting Mayor Wells asks the Borough Attorney Robert Mancinelli to give a brief description of this ordinance.

Mr. Mancinelli stated that this ordinance seeks to amend Chapter 101-20(J) which regulates the use of outdoor cafés. This is a result of further review by the Construction Code Official who made recommendations specifically that sections 4e and 11 of the ordinance be deleted in their entirety. Those sections had to deal with calculation of the seating which was inclusive of both outdoor and indoor areas, which then prohibited anyone who had a permit for such use to comply with the parking requirements if in fact both outdoor and indoor seating were used to calculate parking requirements.

Acting Mayor Wells asks if anyone present wishes to be heard concerning the introduction of this ordinance. There was no one.

Acting Mayor Wells 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 March 24, 2009.

A motion was made by Councilmember Levinson and seconded by Councilmember Maughan to confirm. Motion carried unanimously.

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**ORDINANCE 2009-09, AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF PARK RIDGE, NEW JERSEY TO PROVIDE FOR CHAPTER 75, ARTICLE V, CLOTHING BINS**

Acting Mayor Wells asks for a motion to introduce on first reading by title Ordinance 2009-09, An Ordinance Amending the Code of the Borough of park Ridge, New Jersey to provide for Chapter 75, Article V, Clothing Bins.

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

Acting Mayor Wells asks the Clerk to read the ordinance by title:

**ORDINANCE 2009-09, An Ordinance Amending the Code of the Borough of Park Ridge, New Jersey to Provide for Chapter 75, Article V, Clothing Bins**

**WHEREAS**, an ordinance is needed to regulate the use of a donation clothing bin 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:

**SECTION ONE:**

**§ 75-35 Regulations.**

Notwithstanding any other provision to the contrary, no person shall place, use or employ a donation clothing bin, for solicitation purposes, unless all of the following requirements are met:

a. The donation clothing bin is owned by a charitable organization registered with the Attorney General of the State of New Jersey pursuant to P.L. 1994, c.16 or any person; and

b. The donation clothing bin is limited to an area at the Borough Recycling Center as determined by the Construction Code Official or the Department of Public Works Road Supervisor; and

c. The registered charitable organization or the person has obtained a zoning permit valid for a period of one (1) year, from the Construction Code Official the Department of Public Works Road Supervisor in accordance with the following:

1. In applying for such a zoning permit, the registered charitable organization or person shall include:

(a) The manner in which the charitable organization or person anticipates any clothing or other donations collected via the bin would be used, sold or dispersed, and the method by which the proceeds of collected donations would be allocated or spent;

(b) The name and telephone number of the bona fide office of the applicant and of any entity which may share or profit from any clothing or other donations collected via the bin; and

(c) The schedule of pickups removing the articles from the bins, which can be no less often than once per week, and the name and telephone number of the person to be notified if the bin is overflowing prior to the scheduled date of pickup.

2. The Construction Code Official or the Department or Public Works Road Supervisor shall not grant an application for a zoning permit to place, use, or employ a donation clothing bin if it determines that the placement of the bin could constitute a safety hazard. Such hazards shall include, but are not limited to, the placement of a donation clothing bin in any area that interferes with pedestrian or vehicular traffic, or any place which stores large amounts of, or sells, fuel or other flammable liquids or gases.

3. The fee for such application for the zoning permit shall be fifty (\$50.00) dollars.
4. An expiring zoning permit for a donation clothing bin may be renewed by a charitable organization or person upon payment of the twenty-five (\$25.00) dollar renewal fee and by application that shall include the following information:
  - (a) The manner in which the person has used, sold or dispersed any clothing or other donations collected via the bin, the method by which the proceeds of collected donations have been allocated or spent, and any changes the person anticipates it may make in these processes during the period covered by the renewal;
  - (b) The name, and telephone number of the bona fide office of the applicant and any entity which shared or profited from any clothing or other donations collected via the bin, and of any entities which may do so during the period covered by the renewal; and
  - (c) The schedule of pickups removing the articles from the bins, which can be no less often than once per week, and the name and telephone number of the person to be notified if the bin is overflowing prior to the date of pickup.
5. The following information shall be clearly and conspicuously written in either paint or permanent marker on the exterior of the donation clothing bin:
  - (a) The name and address of the registered charitable organization or person that owns the bin, and of any other entity which may share or profit from any clothing or other donations collected via the bin;
  - (b) The telephone number of the organization's bona fide office and, if applicable, the telephone number of the bona fide office of any other entity which may share or profit from any clothing or other donations collected via the bin. The telephone number of an answering machine or service unrelated to the charitable organization does not satisfy this requirement; and
  - (c) The charitable organization's registration number, permit number and its date of expiration.
  - (d) In cases when any entity other than the person who owns the bin may share or profit from any clothing or other donations collected via the bin, a notice, written in a clear and easily understandable manner, indicating that clothing or other donations collected via the bin, their proceeds, or both, may be shared, or given entirely to, an entity other than the person who owns the bin, and identifying all such entities which may share or profit from such donations; and
  - (e) A statement, indicating the manner in which the charitable organization or person anticipates any clothing or other donations collected via the bin would be used, sold or dispersed, and the method by which the proceeds of collected donations would be allocated or spent.

c. The Zoning Officer shall receive and investigate, within forty-five (45) days, any complaints from the public about the bin.

1. Whenever it appears to the Borough that an organization or a person has engaged in or is engaging in any act or practice in violation of this section, the organization or person who placed the bin shall be issued a warning, stating that if the violation is not rectified or an appeal taken within fifteen (15) days, then the bin, any clothing or other donations collected via the bin will be sold at public auction. In addition to any other means used to notify the person who placed the bin, a warning shall be affixed to the exterior of the bin itself.
2. In the event that the person who placed the bin does not rectify the violation or request a hearing within fifteen (15) days of the posting of the warning, the Borough may seize the bin, remove it or have it removed, at the expense of the person who placed the bin, and sell it at public auction or otherwise dispose of any clothing or other donations collected via the bin. Any proceeds from the sale of the donations collected via the bin shall be paid to the Borough.
3. In addition to any other penalties or remedies under this section, any person who violates any provision which results in the seizure of the donation clothing bin shall for each violation, be penalized by a fine of not more than \$500 per day of violation or by imprisonment in the county jail for a term not exceeding 90 days.

**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.

Acting Mayor Wells asks the Borough Attorney Robert Mancinelli to give a brief description of this ordinance.

Mr. Mancinelli stated that this ordinance seeks to create an article Five under Chapter 75 specifically addressing concerns from the state as well as our Construction Code Official regulating the use and location of donation clothing bins within the Borough of Park Ridge and specifically sets forth a permitting application process and location and fees and penalties for same.

Acting Mayor Wells asks if anyone present wishes to be heard concerning the introduction of this ordinance. There was no one.

Acting Mayor Wells 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 March 24, 2009.

A motion was made by Councilmember Levinson and seconded by Councilmember Kane to confirm. Motion carried unanimously.

**CONSENT AGENDA:**

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

Ciannella: Jacobsen Landscaping

Acting Mayor Wells asks if any Councilmember would like to abstain from voting on any other resolution. There was none.

Acting Mayor Wells asks if any Councilmember would like to have any resolution removed from the consent agenda and placed under New Business. There was none.

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

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

**RESOLUTIONS**

**BOROUGH OF PARK RIDGE  
RESOLUTION NO. 09-058**

**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 \$1,922,239.48 be paid; and that the Mayor, Clerk and Chief Financial Officer are hereby authorized and directed to issue warrants in payment of same.

<b>PAYMENT OF BILLS</b>		
<b>March 10, 2009</b>		
<b>CAPITAL</b>	SEE ATTACHED DETAIL	<b>\$0.00</b>
<b>CURRENT FUND</b>	SEE ATTACHED DETAIL	<b>\$1,896,573.38</b>
<b>RESERVE</b>	SEE ATTACHED DETAIL	<b>\$10,997.74</b>
<b>DOG ACCOUNT</b>	SEE ATTACHED DETAIL	<b>\$730.92</b>
<b>POOL</b>	SEE ATTACHED DETAIL	<b>\$700.80</b>
<b>TRUST</b>	SEE ATTACHED DETAIL	<b>\$13,236.64</b>
<b>UNEMPLOYMENT</b>	SEE ATTACHED DETAIL	<b>\$0.00</b>
<b>TOTAL</b>		<b>\$1,922,239.48</b>

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BOROUGH OF PARK RIDGE  
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Range of Checking Accts: 01CURRENT FUND to 01CURRENT FUND Range of Check Dates: 02/25/09 to 03/10/09  
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y  
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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void Ref Number
01CURRENT FUND				
20256	03/03/09	COLLE020 COLLEEN ENNIS	228.00	42
20257	03/10/09	AAAE010 AAA EMERGENCY SUPPLY CO., INC.	1,843.65	51
20258	03/10/09	ADIRO001 ADIRONDACK DIRECT	794.48	51
20259	03/10/09	AMATE001 AMATEUR ELECTRONIC SUPPLY	741.76	51
20260	03/10/09	AMERI230 AMERICAN WEAR, INC.	632.80	51
20261	03/10/09	ATLAN010 ATLANTIC BUSINESS PRODUCT	538.47	51
20262	03/10/09	ATT00010 AT&T	425.65	51
20263	03/10/09	AVAYA020 AVAYA, INC. MER	518.01	51
20264	03/10/09	AZZOL010 AZZOLINA & FEURY ENGINEERING	1,045.00	51
20265	03/10/09	BERGE020 BERGEN CARE HOME HEALTH	123.00	51
20266	03/10/09	BERGE360 BERGEN MUNICIPAL EMP BENEFIT F	98,017.00	51
20267	03/10/09	BOBRA010 BOB RAYOT TIRE SERVICE, LLC	95.85	51
20268	03/10/09	BOLKE010 BOLKEMA FUEL COMPANY	575.00	51
20269	03/10/09	CAROL020 CAROL TYLER	1,610.00	51
20270	03/10/09	CLEAN010 CLEAN AIR COMPANY	1,780.00	51
20271	03/10/09	CONST010 CONSTRUCTION & INDUSTRIAL	186.30	51
20272	03/10/09	COOPE010 COOPERATIVE COMMUNICATIONS INC	69.95	51
20273	03/10/09	DELAG010 DE LAGE LANDEN FINANCIAL SVC,L	495.00	51
20274	03/10/09	DURIE010 DURIE LAWMOWER & EQUIPMENT	168.90	51
20275	03/10/09	EAGLE030 EAGLE FIRE & SAFETY	89.00	51
20276	03/10/09	EMERG010 EMERGENCY REPORTING	1,428.00	51
20277	03/10/09	FDPRO010 F D PRODUCTS	598.75	51
20278	03/10/09	GALLS010 GALLS, INC.	157.95	51
20279	03/10/09	GANNL010 GANN LAW BOOKS	102.50	51
20280	03/10/09	GENEV010 GENE VINCI	288.38	51
20281	03/10/09	HIGHS010 HIGH SIERRA LANDSCAPE CONTR, I	225.00	51
20282	03/10/09	HIGHW010 HIGHWAY TRAFFIC SUPPLY	521.31	51
20283	03/10/09	IDCHE010 I.D. CHECKING GUIDE	18.95	51
20284	03/10/09	INTER030 INTERNATIONAL ASSN CHIEFS OF P	120.00	51
20285	03/10/09	INTER050 INTERNATIONAL CODE COUNCIL	232.00	51
20286	03/10/09	JOHNJ010 JOHN J. D'ANTON, ESQ.	1,627.25	51
20287	03/10/09	JOSEP040 JOSEPH J. MADDEN	111.00	51
20288	03/10/09	KRELL010 KRELL LIGHTING	136.60	51
20289	03/10/09	LIFES010 LIFESAVERS, INC.	126.00	51
20290	03/10/09	MACOO010 MACO OFFICE SUPPLIES	202.78	51
20291	03/10/09	MAGIC020 MAGIC MOMENTS	595.00	51
20292	03/10/09	MGLPR010 MGL PRINTING SOLUTIONS	2,513.50	51
20293	03/10/09	NATIO210 NMS, INC	1,950.00	51
20294	03/10/09	NEWJE101 NEW JERSEY PRESS ASSOCIATION	40.00	51
20295	03/10/09	NJ-IA010 NJ-IAAO	120.00	51
20296	03/10/09	NORTH050 NORTH JERSEY FIRE PROTECTION C	410.00	51
20297	03/10/09	NORTH070 NORTH JERSEY MEDIA GROUP	551.37	51
20298	03/10/09	ORGAN010 ORGANIC RECYCLING, INC.	870.00	51
20299	03/10/09	PALIS020 PALISADES SALES CORPORATION, I	99.00	51
20300	03/10/09	PARKR020 PARK RIDGE ATHLETIC ASSOCIATIO	125.00	51
20301	03/10/09	PARKR090 PARK RIDGE HIGH SCHOOL	1,737,154.00	51
20302	03/10/09	PARKR160 PARK RIDGE PUBLIC LIBRARY	7,290.00	51
20303	03/10/09	PREMI010 PREMIER SUPPLIES	437.02	51
20304	03/10/09	QUACK010 QUACKENBUSH LUMBER	1,186.16	51

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Check #	Check Date	Vendor	Amount Paid	Reconciled/void	Ref Number
20305	03/10/09	REGIS020 REGISTRARS' ASSN. OF NEW JERSE	70.00		51
20306	03/10/09	RUTGE020 RUTGERS, THE STATE UNIVERSITY	559.00		51
20307	03/10/09	SCHUL010 SCHULTZ FORD LINCOLN MERCURY,	518.71		51
20308	03/10/09	SEAS0010 SEASONS CATERING	11,815.55		51
20309	03/10/09	SHOWA010 SHOWALTERS AUTO & EQUIPMENT, I	417.50		51
20310	03/10/09	SHRED010 SHRED-IT NEWARK	85.00		51
20311	03/10/09	SPATI010 SPATIAL DATA LOGIC, INC.	1,000.00		51
20312	03/10/09	STAPL010 STAPLES	257.16		51
20313	03/10/09	STATE020 STATE LINE FIRE & SAFETY, INC.	442.10		51
20314	03/10/09	STATI010 STATIONERS, INC.	48.87		51
20315	03/10/09	SWIFT020 SWIFTREACH NETWORKS INC	172.69		51
20316	03/10/09	SYMET010 SYMETRA LIFE INSURANCE CO/GROU	138.00		51
20317	03/10/09	TAPER010 TAPE REPORTERS, INC.	351.00		51
20318	03/10/09	TILCO020 TILCON NEW YORK, INC.	1,000.00		51
20319	03/10/09	TIMBE010 TIMBER TREE	840.00		51
20320	03/10/09	TREAS090 TREASURER, STATE OF NEW JERSEY	486.00		51
20321	03/10/09	UNUML010 UNUM LIFE INSURANCE COMPANY	1,764.94		51
20322	03/10/09	USPOS010 US POSTAL SERVICE(POSTAGE-BY-P	728.46		51
20323	03/10/09	VERIZ030 VERIZON WIRELESS	486.66		51
20324	03/10/09	WASTE010 WASTE MANAGEMENT OF NEW JERSEY	10,034.00		51
20325	03/10/09	WEATH010 WEATHER DECISION TECHNOLOGIES,	433.32		51
20326	03/10/09	WILLI070 WILLIAM I. DIEDTRICH, JR.	169.50		51
20327	03/10/09	WORLD020 WORLD CLASS BUSINESS PRODUCTS	302.36		51
20328	03/10/09	WWGRA010 W. W. GRAINGER, INC.	987.53		51
20329	03/10/09	ZZIULA JOSEPH IULA & KELLY CREAMER	5,247.43		51

Checking Account Totals	Paid	Void	Amount Void	Amount Paid
Checks:	74	0	0.00	1,907,571.12
Direct Deposit:	0	0	0.00	0.00
<b>Total:</b>	<b>74</b>	<b>0</b>	<b>0.00</b>	<b>1,907,571.12</b>

Report Totals	Paid	Void	Amount Void	Amount Paid
Checks:	74	0	0.00	1,907,571.12
Direct Deposit:	0	0	0.00	0.00
<b>Total:</b>	<b>74</b>	<b>0</b>	<b>0.00</b>	<b>1,907,571.12</b>

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Fund Description	Fund	Budget Total	Revenue Total
***CURRENT FUND***	8-01	10,997.74	0.00
***CURRENT FUND***	9-01	1,896,573.38	0.00
<b>Total of All Funds:</b>		<b>1,907,571.12</b>	<b>0.00</b>

March 10, 2009		
<b>Trust</b>		
1062	Allied Oil Company	\$12,336.64
1063	The Estate at Florentine Gardens	\$900.00
	<b>Total</b>	<b>\$13,236.64</b>
<b>Dog Trust</b>		
2358	New Jersey Department of Health	\$588.60
2359	US Postal Service	\$142.32
	<b>Total</b>	<b>\$730.92</b>

**BOROUGH OF PARK RIDGE  
RESOLUTION NO. 09-059**

**APPROVAL OF BANNER REQUEST**

**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:

Annual Easter Egg Hunt  
Park Avenue – Borough Hall  
March 30 – April 6

Fire Works/200<sup>th</sup> Anniversary of Park Ridge Schools  
Park Avenue – Borough Hall  
May 25 – May 31

Town Picnic  
Park Avenue – Borough Hall  
June 8 – June 15

Outdoor Movies  
Park Avenue – Borough Hall  
May 25 – May 29, June 22 – June 26,  
July 27 – July 31 and August 24 – August 28

Ragamuffin Parade  
Park Avenue – Borough Hall  
October 19 – October 25

Tree Lighting  
Park Avenue – Borough Hall  
December 7 – December 14

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**BOROUGH OF PARK RIDGE  
RESOLUTION NO. 09-060**

**Resolution Designating the Month of March as  
“Women’s History Month”**

*Whereas* New Jersey women of every race, class, and ethnic background have made historic contributions to the growth and strength of our State in countless recorded and unrecorded ways;

*Whereas* New Jersey women have played and continue to play a critical economic, cultural, and social role in every sphere of the life of the State by constituting a significant portion of the labor force working inside and outside of the home;

*Whereas* New Jersey women have played a unique role throughout the history of the State by providing the majority of the volunteer labor force of the State;

*Whereas* New Jersey women were particularly important in the establishment of early charitable, philanthropic, and cultural institutions in our State;

*Whereas* New Jersey women of every race, class, and ethnic background served as early leaders in the forefront of every major progressive social change movement;

*Whereas* New Jersey women have been leaders, not only in securing their own rights of suffrage and equal opportunity, but also in the abolitionist movement, the emancipation movement, the industrial labor movement, the civil rights movement, and other movements, especially the peace movement, which create a more fair and just society for all; and

*Whereas* despite these contributions, the role of women in history has been consistently overlooked and undervalued, in the literature, teaching and study of American history

*Whereas* the Department of Community Affairs, specifically the Division on Women’s goals are to remember and celebrate New Jersey women and to:

- ensure that NJ women are offered equal opportunities in education, the workforce and healthcare regardless of age, sexual orientation, income, ethnicity, race or religion.
- identify, implement, measure and coordinate programs that address the needs of NJ women.
- engage in continuous study and research on issues affecting NJ women and their families, develop policy papers and legislative recommendations

*Now, therefore, be it resolved* by the Mayor and Council of the Borough of Park Ridge, State of New Jersey, that March 2009 is designated as "Women's History Month" under the National Women History Project's 2009 theme: *Women Taking the Lead to Save our Planet.*

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**BOROUGH OF PARK RIDGE  
RESOLUTION NO. 09-061**

**AUTHORIZATION TO ENTER INTO AGREEMENT FOR STREET SWEEPING SERVICES**

**WHEREAS**, the Borough of Park Ridge requires street sweeping services for 2009; and

**WHEREAS**, pursuant to the Local Public Contracts Law NJSA 40A:11-1 et seq., contracts below the bid threshold may be awarded after solicitation of competitive quotations; and

**WHEREAS**, the Borough Administrator has solicited quotations; and

**WHEREAS**, the Borough Administrator has recommended that the contract for street sweeping be awarded to New Jersey Sweeping & Maintenance Co., Inc., 41 Wood Street, Paterson, NJ, 07524; and

**WHEREAS**, the CFO has certified that sufficient funds are available for the project in Account numbers 9-01-41-770-000-000 and 9-01-26-290-000-177.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Park Ridge that the contract for street sweeping services for 2009 be awarded to New Jersey Sweeping & Maintenance Co., Inc., in an amount not to exceed \$14,805.00 as per their proposal dated February 20, 2009; and

**BE IT FURTHER RESOLVED** that the Acting Mayor and Clerk are authorized to sign an agreement approved as to form and substance by the Borough Attorney with New Jersey Sweeping & Maintenance Co., Inc.

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**BOROUGH OF PARK RIDGE  
RESOLUTION NO. 09-062**

**Resolution to Request a Minimum of 35 Years Until Joseph McGowan's Next Parole Date**

**WHEREAS**, on April 19, 1973 Joan Angela D'Alessandro, a resident of Hillsdale, Bergen County, then 7 years old, was brutally assaulted and murdered by her neighbor, Joseph McGowan while delivering Girl Scout cookies; and

**WHEREAS**, Joseph McGowan a former high school chemistry teacher, is currently incarcerated for the killing of Joan Angela D'Alessandro; and

**WHEREAS**, Joan Angela D'Alessandro's mother, Rosemarie D'Alessandro has worked effortlessly for 15 years to persuade the New Jersey Parole Board to keep Joseph McGowan behind bars; and

**WHEREAS**, Joseph McGowan has gone before the Parole Board of East Jersey State Prison many times already. His release was denied in 1993, 1998, 2002 and 2008; the parole hearing found that Joseph McGowan was unwilling to take responsibility for murdering his neighbor; and

**WHEREAS**, Joseph McGowan has never shown any remorse for his crime and has made no substantial progress in addressing the issues that led him to murder Joan Angela D'Alessandro and has demonstrated a substantial risk for recidivism. Joseph McGowan has even been characterized as having the personality of a mass murderer; and

**WHEREAS**, Joan's family should not be made to relive this horrible crime every few years when there is a parole hearing. They continue to suffer unnecessarily on Joseph McGowan's account; and

**WHEREAS**, in addition to the efforts of Rosemarie D'Alessandro, the Borough of Park Ridge hereby supports the position that Joseph McGowan should not be granted another parole hearing for a minimum of thirty five years. The rape and murder of an innocent child is a serious crime that demands justice; and the family of Joan Angela D'Alessandro should be given peace of mind knowing that their child's murderer will remain behind bars for another thirty five years before he can be eligible for parole.

**NOW, THEREFORE, BE IT RESOLVED** the Borough of Park Ridge hereby abides by the conclusion that the next eligible parole date of Joseph McGowan should not be for a minimum of 35 years from now otherwise this creates a grave injustice to the family of Joan Angela D'Alessandro as well as society.

**BE IT FURTHER RESOLVED**, that a copy of this resolution shall be sent to the New Jersey State Assembly and all Bergen County municipalities, the Bergen County Police Chief's Association, the New Jersey PBA, the New Jersey State Senate, the office of the Bergen County Prosecutor and to Chairman Peter J. Barnes Jr. of the New Jersey State Parole Board.

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**BOROUGH OF PARK RIDGE  
RESOLUTION NO. 09-063**

**AUTHORIZE HIRING OF T & M ASSOCIATES FOR PREPARATION OF SENIOR CITIZEN BUS GRANT**

**WHEREAS**, the Borough of Park Ridge entered into a shared services agreement with the Boroughs of Montvale and Woodcliff Lake to provide transportation services to the senior citizens of our communities; and

**WHEREAS**, the bus used to provide these services is in need of replacement; and

**WHEREAS**, upon the recommendation of Gene Vinci, Borough Administrator, T & M Associates of 1373 Broad Street, Suite 306, Clifton, New Jersey 07013 has prepared and submitted on the Boroughs' behalf an application for the NJ Transit Senior Citizen Bus Grant Program; and

**WHEREAS**, T & M Associates has submitted a proposal for this work totaling Two Thousand Three Hundred and Fifty Dollars (\$2,350.00); and

**WHEREAS**, as this is a shared service the Boroughs of Montvale and Woodcliff Lake agree to share in the cost of this service, with each municipality's share being Seven Hundred and Eighty-three Dollars and thirty-three cents (\$783.33); 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** that the Mayor and Council of the Borough of Park Ridge authorize the hiring of T & M Associates for the preparation and submittal of the NJ Transit Senior Citizen Bus Grant; and

**BE IT FURTHER RESOLVED** that a true copy of this resolution be sent to the Borough Administrators in Woodcliff Lake and Montvale within ten (10) days from the date of adoption; and

**BE IT FURTHER RESOLVED** that a true copy of this resolution be sent to T & M Associates of 1373 Broad Street, Suite 306, Clifton, New Jersey 07013.

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**BOROUGH OF PARK RIDGE  
RESOLUTION NO. 09-064**

**RESOLUTION TO AMEND THE CURRENT BINDING INTEREST ARBITRATION LAWS**

**WHEREAS**, personnel and personnel related costs make up approximately 70% + of municipal budgets; and

**WHEREAS**, municipalities are faced with the rising costs of health care and the mandated budget CAP enforced by the state; and

**WHEREAS**, binding interest arbitration has been a principal reason for the increase in public safety salaries and therefore correlates to increased salaries for all public employees; and

**WHEREAS**, there is a strong connection between current binding arbitration awards and the overwhelming property tax burden on the residents of New Jersey; and

**WHEREAS**, an amendment of binding arbitration laws to mandate greater emphasis on the Municipalities ability to pay and the impact on the taxpaying public would help to level the playing field and lessen the impact upon residents; and

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Park Ridge, County of Bergen, State of New Jersey hereby encourages the Legislature and the Governor to amend the current binding interest arbitration laws to provide municipalities with a fairer and more appropriate process;

**BE IT FURTHER RESOLVED** that a copy of this resolution shall be sent to Governor Jon Corzine, the legislators to the 39<sup>th</sup> District, Municipalities of Bergen and Passaic Counties and the New Jersey League of Municipalities.

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**BOROUGH OF PARK RIDGE  
RESOLUTION NO. 09-065**

**APPOINTING RATE COUNSEL  
BOARD OF PUBLIC WORKS**

**WHEREAS**, the Board of Public Works of the Borough of Park Ridge retains Legal Counsel, entitled Rate Counsel, to provide advice on matters relating to the operation of the Electric, Water, and Public Works Departments; and

**WHEREAS**, the Board of Public Works had implemented a Request for Qualifications (RFQ) for Rate Counsel for the year 2009; and

**WHEREAS**, the Notice for Requests for Qualifications was duly advertised on January 16, 2009; and

**WHEREAS**, the due date for the Request for Qualification submittals was January 27, 2009 and the opening date was January 28, 2009; and

**WHEREAS**, there were five RFQ's submitted for this position; and

**WHEREAS**, the Board of Public Works personnel committee performed a thorough evaluation and interview process to evaluate all of the candidates who had applied for the position of Rate Counsel; and

**WHEREAS**, based on this evaluation, the Personnel Committee has recommended that Lewis Goldshore of Goldshore, Cash and Kalac whose office is in Lawrenceville, NJ is the most qualified for said position; and

**WHEREAS**, Lewis Goldshore has provided a rate schedule to the Board of Public Works for his services which would include a monthly retainer fee of \$1,000 to attend one Board meeting per month and telephone consultation; and all other work billable at a rate of \$175.00 per hour; and

**WHEREAS**, based on his specialized experience and qualification, the Board of Public Works believes this is a fair and reasonable rate; and

**WHEREAS**, based on the above, the Board of Public Works has recommended that the Mayor and Council appoint Lewis Goldshore of Goldshore, Cash and Kalac as Rate Counsel.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Park Ridge that Lewis Goldshore of Goldshore, Cash and Kalac of 3150 Brunswick Pike, Suite 150, Lawrenceville, NJ 08648 is appointed as Rate Counsel for the Park Ridge Board of Public Works.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are authorized to sign an agreement approved as to form and substance by the Borough Attorney with the above listed professionals; and

**BE IT FURTHER RESOLVED** that a true copy of this resolution shall be sent to Lewis Goldshore of Goldshore, Cash and Kalac within ten (10) days of adoption.

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**BOROUGH OF PARK RIDGE  
RESOLUTION NO. 09-066**

**INTEREST ON DELINQUENT TAXES**

**WHEREAS**, the penalty for nonpayment of taxes becoming delinquent on and after February 1, 2008 shall be at the rate of eight per centum (8%) per year for the first \$1,500.00 of delinquency and eighteen per centum (18%) per year on amounts over \$1,500.00; and

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

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

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**BOROUGH OF PARK RIDGE  
RESOLUTION NO. 09-067**

**PERSON-TO-PERSON TRANSFER OF  
LIQUOR LICENSE 0247-33-003-007**

**WHEREAS**, an application has been filed by Brooklyn Amalgamated Resources, LLC with mailing address of 5 Concourse Parkway, Suite 3000, Atlanta, Georgia 30328 for a Person-to-Person transfer of Inactive Plenary Retail Consumption License Number 0247-33-003-007, heretofore issued to Michael S. Kopelman, Esq. with a mailing address of 55 Main Street, Hackensack, NJ 07601; and

**WHEREAS**, the submitted application form is complete in all aspects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

**WHEREAS**, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Park Ridge does hereby approve, effective March 10, 2009, the Person-to-Person transfer of Inactive Plenary Retail Consumption License No. 0247-33-003-007 to Brooklyn Amalgamated Resources LLC, 5 Concourse Parkway, Suite 3000, Atlanta, Georgia 30328.

**BE IT FURTHER RESOLVED**, that the Borough Clerk is hereby directed to endorse the license certificate as follows: "This license, hereafter license number 0247-33-003-008, subject to all its terms and conditions, is hereby transferred to Brooklyn Amalgamated Resources LLC, 5 Concourse Parkway, Suite 3000, Atlanta, Georgia 30328 effective March 10, 2009".

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**BOROUGH OF PARK RIDGE  
RESOLUTION NO. 09-068**

**ADOPTING TEMPORARY CAPITAL BUDGET**

**WHEREAS**, the Borough of Park Ridge desires to constitute the 2009 Temporary Capital Budget of said manuscripts;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Park Ridge as follows:

**SECTION 1.** The 2009 Temporary Capital Budget of the Borough of Park Ridge is hereby constituted by the adoption of a schedule to read as follows:

Temporary Capital Budget of the Borough of Park Ridge County of Bergen Project Scheduled for 2009 Method of Financing					
<u>PROJECT</u>	<u>EST. COSTS</u>	<u>BUDGET</u> <u>APPR.</u>	<u>CAPITAL</u> <u>IMP. FUND</u>	<u>CAPITAL</u> <u>SURPLUS</u>	<u>GENERAL</u> <u>BONDS</u>
M-1 2009 Road Curbs, Drainage & Sidewalk Improvements	\$887,000	----	\$ 42,250	----	\$844,750

**SECTION 2.** The Clerk be and is authorized and directed to file a certified copy of this resolution with the Division of Local Government Services, Department of Community Affairs, State of New Jersey, within three (3) days after the adoption of this project for 2009 Temporary Capital Budget, to be included in the 2009 Permanent Capital Budget as adopted.

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**BOROUGH OF PARK RIDGE  
RESOLUTION NO. 09-069**

**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 \$38,895.00 in Open Space Trust Funds for the purpose of Improvements to Veteran’s Park in the Borough of Park Ridge; and

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

**BE IT FURTHER RESOLVED**, that the Mayor and Council hereby authorizes the Chief Finance Officer to sign all County Vouchers submitted in connection with the aforesaid project; and

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

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**BOROUGH OF PARK RIDGE  
RESOLUTION NO. 09-070**

**AUTHORIZING AMENDMENT OF AGREEMENT  
FOR COAH UNIT AT 37 PARK AVENUE**

**WHEREAS**, on November 25<sup>th</sup>, 2008 the Mayor and Council of the Borough of Park Ridge authorized the execution of a Declaration of Covenants and Conditions and Restrictions in an Agreement for rental of a COAH unit for the purpose of creating a rental affordable housing unit at that site; and

**WHEREAS**, this agreement was executed on December 23<sup>rd</sup>, 2008; and

**WHEREAS**, the Borough Attorney has determined that the Agreement should be amended to provide for additional conditions; and

**BE IT FURTHER RESOLVED** that the Acting Mayor and Acting Borough Clerk are authorized to execute the Amendment to the Agreement for rental of COAH unit at 37 Park Avenue, Park ridge, NJ; and

**BE IT FURTHER RESOLVED** that a true copy of this resolution shall be sent to the attorney for the property owner within ten (10) days of the date of adoption of this resolution.

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**BOROUGH OF PARK RIDGE  
RESOLUTION NO. 09-071**

**AUTHORIZE RECEIPT OF BIDS FOR EXTERIOR IMPROVEMENTS FOR THE PARK RIDGE FIRE  
HOUSE**

**WHEREAS**, upon the authorization of the Mayor and Council the Administrator and Clerk received bids for rehabilitation work to the Exterior Improvements for the Park Ridge Fire House; and

**WHEREAS**, on October 6, 2008 only one bid was received; and

**WHEREAS**, on October 14, 2008 the Mayor and Council rejected the bid received upon the advice of the Chief Financial Officer that there were insufficient funds for this project; and

**WHEREAS**, the Mayor and Council wish to rebid this project; and

**WHEREAS**, the provisions of New Jersey Statute 40A:11- 4 requires the public advertising for bids when anticipated expenditures for a project are over \$29,000; and

**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 Exterior Improvements for the Park Ridge Fire House Project.

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**BOROUGH OF PARK RIDGE  
RESOLUTION NO. 09-072**

**APPROVAL OF BANNER REQUEST**

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

Banner:

East Brook PTO – “Spring Fling” 2009  
Park Avenue – Borough Hall  
March 11<sup>th</sup> – March 20<sup>th</sup>

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**BOROUGH OF PARK RIDGE  
RESOLUTION NO. 09-073**

**AUTHORIZE RECEIPT OF BIDS FOR IMPROVEMENTS  
TO VETERAN’S PARK**

**WHEREAS**, the Mayor and Council wish to make improvements to Veteran’s Park; and

**WHEREAS**, the Mayor and Council have been awarded an Open Space Trust Fund Grant for the purpose of Improvements to Veteran’s Park; and

**WHEREAS**, the anticipated expenditure for this project 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

**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 Improvements to Veteran’s Park Project.

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**COMMUNICATIONS**

None.

**OLD BUSINESS**

**MUNICIPAL SWIM POOL COMMISSION**

Acting Mayor Wells asks for a motion to appoint the following member to the Municipal Pool Commission to fill an unexpired term, said term to expire December 31, 2009.

**Frank Kozar**

A motion is made by Councilmember Viola and seconded by Councilmember Maughan to confirm. Motion carried unanimously.

**NEW BUSINESS**

None.

**REPORTS OF GOVERNING BODY**

- **Councilmember Viola**
  - **Fire Department** performed an amazing rescue this week. Wonderful job done coordinating the efforts of the Woodcliff Lake Fire Department, TriBoro Ambulance and Park Ridge Police. The person involved is healthy and walked out of the hospital. Thanked the Council members involved in ordering the new “Jaws of Life”.
  - **Municipal Pool Commission** - urge everyone to join the pool this year. Encourage others to join the pool as well. Our two new members have hit the ground running. It’s great to see all the new people who have become involved as volunteers.
  
- **Councilmember Maughan**
  - Commended the **Police Department** for their activities during a very tough period of time for them. Two of their current officers are on the disabled list. In addition to that two other officers were hurt while on duty. The department has been operating on reduced manpower as a result of those injuries. Captain Madden and his group are doing a great job over there.
  - **Recreation Committee** –
    - Wish to offer the council’s appreciation and thanks to Steve Hopper who has done a marvelous job proposing an amendment to the ordinance on field usage. Steve took over the responsibilities once held by Don Davies, a town icon. Steve has gotten a lot of people involved who utilize the fields. Through combined efforts and coordination he was instrumental in revising the ordinance.
  - **Finance Committee** –
    - In the process of working through the Budget right now. We look forward to an introduction of the Budget in April. The Finance Committee continues to reach out and meet with the various constituents in the community to determine the needs for 2009. The Finance Committee is comprised of Gene Vinci, Colleen Ennis, and Council Members Levinson and Kane, who have done an excellent job in the Budget Process.
  
- **Councilmember Levinson**
  - **History Committee** teaming up with the Park Ridge Schools and PKRG-TV to launch a TV Special with a live audience at the Park Ridge High School Little Theater on Saturday, April 4<sup>th</sup> at 7:00 p.m. entitled a “Celebration of Talents” celebrating the 200 years of Park Ridge Schools.
  - **Earth Day Celebration/Town Clean Up** originally set for April 26<sup>th</sup> has been moved to April 19<sup>th</sup>. Plans are underway. Flyer will be created and distributed in the coming week.
  - **Municipal Alliance** is meeting next week.
  - **DARE** is joining in the Earth Day Celebration with their Shred-a-Thon, in the spirit of being Green and recycling.
  
- **Councilmember Ciannella** –
  - **Board of Public Works** is continuing their going green concept in their quest for Solar Panels for the Utility Garage. They are continuing to look into that. No decision has been made.
  - **Downtown Beautification Committee** will be partaking in the redo of Veteran’s Park before Memorial Day. In a few weeks the containers will be back on the streets and planted with spring flowers.
  
- **Councilmember Kane** –
  - With regard to the **Finance Committee** I also wanted to thank Gene Vinci and Colleen Ennis for the weekly meetings on the Budget.
  - **Technology Committee** – Web Site hopefully will roll out the end of April. It is a work in progress. Department heads have been meeting under the direction of the Borough Clerk. The Technology Committee has already put together a list of 15 potential projects for the future. Finance Committee members will have to build a budget for the Technology Committee.
  
- **Council President Wells** –
  - **Vision Plan Committee** met on Saturday and helped host, with the efforts of the staff and the professionals that were hired, hosted 66 residents that participated in a charrette that began at 9:00 a.m. and ended at 2:30 p.m., later than originally

planned. It was a very successful charrette with 66 residents, 14 professionals and 11 committee members. New input and data was collected. The Committee will work with the professionals to prepare a final report for presentation to the Mayor and Council in two months time. The Committee would encourage the Mayor and Council to add their input, suggestions and maybe their approval on their document that would make its way back to the stake holders. The Planning Board being one of the first so that the report could be used in the preparation of the Master Plan.

Council President Wells stated as Acting Mayor he would like to comment that in each report of the Governing Body members you hear that we have a very busy Council working with the community. In cases of emergencies they are there to make a difference, recognizing the truly heroic efforts of a department that is short staffed. Acknowledging the efforts of volunteers such as Steve Hopper, who help to make our town a place that we can all enjoy and feel that there is equality there; as far as field use time. When the Council is trying to meet the challenges of a Budget that is getting squeezed in every direction, Federal, State and County; trying to do more with less. And when we hear that the school is celebrating 200 years of education with events such as plays. It is a wonderful community that still does not forget special initiatives that we need to take in a changing time not only with its economy and one that needs to look towards the future in going green. All in a town that still looks beautiful. All of which we will hopefully be able to share on the Borough's new web site. This is a very busy community and a very busy Council; and one that I hope we are all proud of.

### **APPROVAL OF MINUTES**

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

Closed and Work Session Minutes dated February 10, 2009

Closed and Work Session Minutes dated February 24, 2009

A motion was made by Councilmember Maughan and seconded by Councilmember Levinson to confirm. Motion carried unanimously.

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

**Meeting adjourned at 8:50 p.m.**

Respectfully Submitted,

Kelley R. O'Donnell  
Acting Borough Clerk