

BACK TO ORDER AT 7:45 P.M.

ROLL CALL: Present: Carelli, Falkoski, Loesner, Wetzal, Guis
Absent: Astarita

PUBLIC PARTICIPATION NO. 1:

There being no comments, Councilman Falkoski set forth the motion, seconded by Councilman Guis, that the public portion be closed.

ALL IN FAVOR.

RESOLUTIONS:

Mayor Budesheim clarified resolutions No. 14, 19 and 25.

Thereupon, Councilman Falkoski set forth the motion, seconded by Councilman Guis, to approve the following resolutions:

- 1) Payment of Claims. To include the following:
 1. Christopher Miller - \$340.00 – Karate Clinic
 2. Silk Trading - \$290.00 – Fabric for windows – Bldgs&Grds.
- 2) **Resolution No. 51-2011;** Chapter 159 – Special Item of Revenue and Appropriation - \$174,402.00 – Historic Preservation Trust Fund – Glenburn House – Phase 2b Rehabilitation.
- 3) **Resolution No. 52-2011;** Chapter 159 – Special Item of Revenue and Appropriation – \$8,000.00 - Historic Preservation Trust Fund – Glenburn House – Landscape Study.
- 4) **Resolution No. 53-2011;** Chapter 159 – Special Item of Revenue and Appropriation - \$180,000.00 – State of New Jersey – Department of Transportation – Mathews Avenue.
- 5) **Resolution No. 54-2011;** Chapter 159 – Special Item of Revenue and Appropriation - \$5,943.90 – State of New Jersey – Department of Environmental Protection – Clean Communities Program.
- 6) **Resolution No. 55-2011;** Refund of Tax Overpayments – Scott Barna, 50 Coventry Way, Ringwood, NJ 07456 – 2011 - \$124.33 – Paid Wrong Account.
- 7) **Resolution No. 56-2011;** Refund of Tax Overpayments – Rhoda Griefer Trust, 7695 Silver Lake Road, Delray, FL 33446 – Block 40 Lot 2.8206 - 2010 - \$374.08 – County Board Appeal.
- 8) **Resolution No. 57-2011;** Refund of Tax Overpayments – Samara Gabbay, 8117 Sanctuary Blvd., Riverdale, NJ 07457 – Block 40 Lot 2.8117 – 2010 - \$378.49 – County Board Appeal.
- 9) **Resolution No. 58-2011;** Refund of Tax Overpayments – Paul Yuppa, 8412 Sanctuary Blvd., Riverdale, NJ 07457 – Block 40 Lot 2.8412 – 2010 – \$545.72 - \$545.72 – County Board Appeal.
- 10) **Resolution No. 59-2011;** Chapter 159 – Special Item of Revenue and Appropriation - \$80,000 – Community Development Block Grant – Paterson Hamburg Turnpike Sewer Pump Station Phase II.
- 11) **Resolution No. 60-2011;** Renewal of Liquor License #1433-33-002-002 – Dexter’s, Inc. which has been granted a Special Ruling to Permit Renewal Pursuant to N.J.S.A. 33:1-12-39, which license shall remain inactive and is considered a “Pocket License” due to absence of a premise.

RESOLUTIONS (continued):

- 12) Approval of agreement for professional services with DMC Associates, Inc. Land Surveyors for As-Built Roadway Conditions for Mathews Avenue – between Degraw Road and Route 23 (northbound) in the amount of \$7,400.00, to be charged to Capital.
- 13) Approval of release of escrow funds to Glenmore Management, LLC for Riverdale Square in the amount of \$5,252.02. Release has been approved by Borough Engineer Paul Darmofalski.
- 14) Mayor to Appoint Kevin Smith as Chief of Police with a salary of \$105,000 per year effective July 1, 2011, with confirmation of governing body.
- 15) Mayor to Appoint Robert Fernando LaFalce as a volunteer fireman on the Riverdale Fire Department with confirmation of governing body.
- 16) Mayor to Appoint Frederick William Juhls as a volunteer fireman on the Riverdale Fire Department with confirmation of governing body.
- 17) Approval of the purchase of trees to replace trees destroyed at a cost of \$500 to be paid through open space.
- 18) Approval of application for Regional Grant by the Fire Department as presented to governing body at workshop meeting.
- 19) Approval of payment of sick time, vacation time and comp time to Chief Soules with a payment span of 2 years. Total payment of \$31,496 is for 17 vacation days and 45 comp time days at \$508 per day to be paid \$15,748 in 2012 and \$15,748 in 2013.
- 20) Authorization to go out to bid for Mathews Avenue Paving Project to be funded by the \$180,000 New Jersey Department of Transportation Grant. (funds will be available after approval by the state of Chapter 159)
- 21) Authorization to go out to bid for the Hamburg Turnpike Pumping Station to be funded by the 2008 Community Development Block Grant in the amount of \$80,000. (funds will be available after approval by the state of Chapter 159)
- 22) Authorization of the execution of a contract to Purchase the Patterson, William J. et al – Block 26, Lot 21.03 by the Borough of Riverdale and authorized the Mayor and Clerk to place their signature of said agreement. (purchase of property is authorized by the Adoption of Ordinance No. 08-2011 as previously listed on this agenda)
- 23) Approval of curb cut for Graf of 71 Riverview Terrace. (copy of print distributed to governing body with agenda)
- 24) Approval of expenditure for the emergency road at the Enclave not to exceed \$3,850.00.
- 25) Approval of step increment following the salary and personnel guide established last year to the following DPW employees: Neil DeBonte - \$18.50/hour (\$38,628) effective 08/01/2011 and Shawn Mowla \$1.00 increase for his CDL to \$15.70 per hour (\$32,782) also effective 08/01/2011.
- 26) Approval of Engineering Proposal for Mathews Ave Project for Paul Darmofalski, in the amount of \$35,000. (copy distributed with agenda)

ROLL CALL: **Ayes: Carelli, Falkoski, Loesner, Wetzels, Guis**
 Nays: None
 (5 ayes – 0 nays – motion carried)

COPY OF BILLS LIST AND RESOLUTIONS IN FULL ON PAGE NO. 67-A, B, C, D, E, F, G, H, I, J AND K

ORDINANCES:

- 1) Public Hearing and Adoption of an Ordinance entitled:

ORDINANCE 08-2011**AN ORDINANCE AUTHORIZING THE EXECUTION OF A CONTRACT FOR THE PURCHASE OF BLOCK 26, LOT 21.03 FROM WILLIAM J. PATTERSON, SIRUBI ENTERPRISES, PARTNERS DOING BUSINESS UNDER THE FIRM NAME OF NORTH JERSEY INDUSTRIAL BUILDERS**

The Municipal Clerk read the notice for the second reading and final adoption.

Mayor Budesheim announced that this Ordinance was open for public participation.

There being no comments, Councilman Falkoski set forth the motion, seconded by Councilman Guis to close the public session.

ALL IN FAVOR

Thereupon, Councilman Falkoski set forth the motion, seconded by Councilman Carelli, **RESOLVED** that Ordinance No. 08-2011 as read on second reading at this meeting, be adopted and finally passed.

ROLL CALL: **Ayes: Carelli, Falkoski, Wetzel, Guis**
 Nays: None
 Abstain: Loesner
 (4 ayes – 0 nays – 1 abstain - motion carried)

COPY OF ORDINANCE AND RESOLUTION IN FULL ON PAGE NO. 68-L**OTHER BUSINESS:**

- 1) Request for replacement of windshield due to rock hitting it and cracking by weed whacking being performed by the DPW on 06/24/11 which was presented to the governing body at the workshop meeting by Municipal Clerk has been verified by Steve Schotanus, DPW Foreman that the borough were in fact working at the site at the time the occurrence took place and as reported by Police Officer Famularo.

Mayor Budesheim stated he is still trying to figure logistically how this could have happened. There was a discussion regarding whether the DPW work did in fact cause the damage. Borough Attorney Bryce stated he would review the matter and provide a recommendation.

- 2) Request from Best Buy, Operations Manager Paul Woods, asking to open their store at 5:00 am on November 24, 2011. The company is National and International and as such this early opening is for our entire chain and is advertised in the company's flyer. Thank you in advance for your consideration.

Mayor Budesheim stated that if they make the application and pay the fee then we can consider it.

OTHER BUSINESS (continued):

- 3) Bicycle Touring Club of Northern Jersey Ramapo Rally has noticed the Borough that their yearly bicycle rally will take place on Sunday, August 14, 2011. Some or all of the 800+ participants will ride through Riverdale between the hours of 7 am and 5:30 pm. A certificate of insurance will be supplied to the municipalities. (copy of the correspondence has been forwarded to Chief Smith and Walt Mahon for their information)

Mayor Budesheim stated they have this rally every year.

- 4) The Building Department, due to the increased construction at the Grande, is looking to bring back an inspector for 9 hours a week at \$25.00 per hour.

Councilman Guis stated he has an issue with the number of hours and he will have a report at the workshop meeting.

- 5) Discussion: The need to bring on a new officer for the police department to replace Chief Soules. This would bring the department up to 15 members.

Mayor Budesheim stated that as of last December there were 18 members on the force and right now we have 14. He and Councilman Guis have been reviewing the matter with Chief Smith and it will have to be addressed.

- 6) The NJ Land Conservancy previously made a presentation to the Council regarding flood home buyouts. The Land Conservancy would like to know if Riverdale has arrived at a decision yet. Also have been receiving inquiries from resident.

Mayor Budesheim stated that the buyouts would be for residents on Harrison Road who are most seriously affected by flooding. Unfortunately, Riverdale did not qualify for the FEMA grant for buyouts. Councilman Guis stated that if Pequannock is successful in buying out all of their residents on Harrison Road we may have to assume certain services that they are now supplying right now. Mayor Budesheim will try to obtain more information for further discussion at the workshop meeting.

- 7) Discussion: regarding changing the Community Center Fee Schedule to allow for the collection of some fees for certain exercise classes that charge admission.

Councilwoman Wetzel reported that the Recreation Director confirmed that the exercise instructors have agreed to pay \$1 per person per class back to the Community Center as of August 1st. This will apply to any new programs where a fee is collected and an instructor is being paid. The Director has also updated the calendars for the rentals of the Community Center and Glenburn. Mayor Budesheim stated that we will amend the ordinance for the collection of fees.

CLOTHING BIN APPLICATION/APPROVAL:

- 1) Planet Aid applicant for clothing bin placement is scheduled for this evening for approval of a clothing bin to be located at 90 Route 23 North. (a copy of paperwork has been distributed to governing body with agenda)

Borough Clerk Talerico stated that the applicant is not here. She had requested additional information from them which was not supplied.

CLOTHING BIN APPLICATION/APPROVAL (continued):

Thereupon, Councilman Guis set forth the motion, seconded by Councilman Loesner, to deny the application for clothing bin placement from Planet Aid for lack of completeness.

ALL IN FAVOR**COMMITTEE REPORTS:**

Councilman Guis reported that a DPW employee quit today and we have placed an ad for a replacement.

Councilwoman Wetzel reported on the summer recreation program. Attendance has been excellent. We had 92 children register and 15 summer staffers. There were two out-of-pocket trips that were highly attended. We have had two summer concerts and there will be two more.

Councilman Loesner reported on the health care examination the Personnel Committee will undertake. He will have employees involved so there is not a lot of speculation and rumors. He will report back to the Council with his findings in time for the October workshop meeting.

PUBLIC PARTICIPATION NO. 2:

Bradley Clinton asked whether the discrepancy between the addendum to the police agreement and what was printed in the Trends was straightened out. Mayor Budesheim stated that there is a disparity between what was in the Trends and what actually happened. The parties who signed it agreed to what it did say which is that 1.5% will be taken out of the police salaries effective May 1st through this year. Councilman Loesner stated the article was based on an interview with a PBA representative and did not come from the Finance Committee. Mayor Budesheim clarified the point Mr. Clinton was making is that we reduced the budget amount for salaries and wages based on this amended contract and now the budget numbers aren't reflecting the numbers that we were told in committee and what PBA President Pat Harden said in the newspaper. The Mayor stated that we were going to save \$30,000 in the Police Budget so why would we settle for \$24,000? Councilman Loesner stated there is some discrepancy in what the budget agreement was and what was printed in the paper.

Glenn Venza, 14 Macopin Avenue, stated that we are down four police officers from last year. He asked who pays for police staffing for places like Walmart and if it will affect standard staffing for the town. Councilman Falkoski replied that the company who requests police service pays for it. Officers that usually get assigned are not on regular duty at the time. Councilman Guis stated if there's a problem with performance it's up to the Police Chief to resolve the problem. Mr. Venza asked how much was allocated in the budget for court revenue. Councilman Falkoski stated the number was approximately \$300,000. Mr. Venza stated that the police officers told him they're understaffed and that's why tickets aren't being written and that's why we're going to have a shortfall in our budget of \$300,000. Mr. Venza stated that we need another officer and you have to weigh \$300,000 against his salary. Councilwoman Wetzel stated that one person is not going to bring in that much revenue. She stated that there have been some issues with morale in the Police Department and we should give the new Chief a chance to do his job and address that problem. Councilman Guis stated that the revenue generated by tickets is certainly a byproduct but the whole idea of police work is to make our roads safer. Mr. Venza asked Councilman Loesner if the committee that will look at the health plan will be like a collective bargaining thing. Councilman Loesner stated that the Personnel Committee will do a health care examination for the town and as Chairman of that committee he will choose his own methods.

PUBLIC PARTICIPATION NO. 2 (continued):

Mayor Budesheim commented on the statement made by Councilman Guis that revenue from tickets is a byproduct. We anticipate \$313,000 in court fines in order to make our budget work. When we go down from \$27,000 to \$12,000 in monthly tickets we are looking at a projected shortfall of \$100,000. If we don't want to look at it as a source of revenue then take it out of the budget.

Mr. Venza asked if we are eligible to get a traffic camera on Route 23. Councilman Falkoski stated that would not be a good idea.

There being no further comments, Councilman Falkoski set forth the motion, seconded by Councilman Carelli, that the public portion be closed.

ALL IN FAVOR.

ADJOURNMENT:

Councilman Falkoski set forth the motion, seconded by Councilman Carelli, to adjourn the meeting.

ALL IN FAVOR.

Adjourned: 8:37 p.m.

Respectfully Submitted:

Carol J. Talerico, R.M.C.
Municipal Clerk