

The regular meeting of the Borough of Riverdale Mayor and Council opened on the above date at 7:30 p.m. with the Pledge of Allegiance.

Mayor Budesheim presiding.

**ROLL CALL:**       **Present:**     **Astarita, Carelli, Falkoski, Loesner, Guis**  
                           **Absent:**       **Wetzel**

Mayor Budesheim announced that proper notice of this meeting was made as to time, date, place and agenda.

**APPROVAL OF MINUTES DATED:**

Regular Meeting       -       July 18, 2011  
 Workshop Meeting    -       August 1, 2011

Councilman Falkoski set forth the motion, seconded by Councilman Guis, to approve the above listed minutes as read.

**ALL IN FAVOR.**

**PUBLIC PARTICIPATION NO. 1:**

Dan Sciara, 1 Munn Avenue, spoke regarding a problem with noise at the railroad facility behind Munn Avenue. He stated there is a list of things they were supposed to do by court order prior to opening the facility and they didn't do anything. He asked for assistance in getting the railroad to resolve some of the problems. Borough Attorney Oostdyk stated he would look into the matter.

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

**ALL IN FAVOR.**

**ORDINANCES:**

- 1) Councilman Astarita set forth the motion, seconded by Councilman Falkoski, to introduce the following ordinance and moved its adoption.

**ORDINANCE 09-2011**

**ORDINANCE AMENDING CHAPTER 135 OF THE REVISED  
 GENERAL ORDINANCES OF THE BOROUGH OF RIVERDALE  
 ANDS ESTABLISHING FEES FOR CLASSES AND PRIVATE  
 PROGRAMS AT THE SENIOR COMMUNITY CENTER**

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

**COPY OF ORDINANCE AND RESOLUTION IN FULL ON PAGE NO. 82-A**

**ORDINANCES (continued):**

- 2) Councilman Falkoski set forth the motion, seconded by Councilman Astarita, to introduce the following ordinance and moved its adoption.

**ORDINANCE 10-2011**

**AN ORDINANCE AMENDING THE REVISED GENERAL  
ORDINANCES OF THE BOROUGH OF RIVERDALE AND  
LIMITING A BUSINESS ENTITY WHICH MAKES POLITICAL  
CONTRIBUTIONS TO MUNICIPAL CANDIDATES AND  
MUNICIPAL AND COUNTY POLITICAL PARTIES IN EXCESS OF  
CERTAIN THRESHOLDS FROM RECEIVING PUBLIC  
CONTRACTS FROM THE BOROUGH OF RIVERDALE**

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

**COPY OF ORDINANCE AND RESOLUTION IN FULL ON PAGE NO. 83-B**

- 3) Councilman Falkoski set forth the motion, seconded by Councilman Astarita, to introduce the following ordinance and moved its adoption.

**ORDINANCE 11-2011**

**ORDINANCE AMENDING THE REVISED GENERAL  
ORDINANCES OF THE BOROUGH OF RIVERDALE AND  
ESTABLISHING A POLICY SETTING AN ABSENTEE  
THRESHOLD FOR BOROUGH BOARDS, COUNCILS, OR  
COMMISSIONS**

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

**COPY OF ORDINANCE AND RESOLUTION IN FULL ON PAGE NO. 83-C**

- 4) Councilman Falkoski set forth the motion, seconded by Councilman Astarita, to introduce the following ordinance and moved its adoption.

**ORDINANCE 12-2011**

**ORDINANCE AMENDING CHAPTER 168 OF THE REVISED  
GENERAL ORDINANCES OF THE BOROUGH OF RIVERDALE  
AND AMENDING CERTAIN PROVISIONS APPLICABLE TO PO-  
1 THE PROFESSIONAL OFFICE DISTRICT 1**

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

**COPY OF ORDINANCE AND RESOLUTION IN FULL ON PAGE NO. 83-D**

**RESOLUTIONS:**

Councilman Falkoski recommended we amend section 6 of Chapter 128 “Precious Metals, Gems, and Jewelry Dealers”. The ordinance currently states that disposal within 45 days from purchase is prohibited so items are available for police investigation if requested. He recommended changing the wait period to 20 day which the Police Department agreed is a reasonable timeframe. There was a discussion regarding the requirements and purpose of this ordinance.

Thereupon, Councilman Falkoski set forth the motion, seconded by Councilman Astarita, that the Borough Attorney draft an ordinance to change the time period in Section 128-6 from 45 days to 20 days.

**ROLL CALL:       Ayes:     Astarita, Carelli, Falkoski, Loesner**  
**Nays:     Guis**  
**(4 ayes – 1 nay – motion carried)**

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

- 1) Payment of Claims. Including the following for Recreation:
  1. National Fencing Alliance - Fencing Instructor - \$320.00
  2. June Carelli – Movie Night Supply Reimbursement - \$ 97.72
  3. June Carelli – Replenish Petty Cash - \$ 42.48
  4. Krista Osborne – Reimbursement of Camp Supplies - \$275.55
  5. Jordan Transportation – Camp Day Trips 7/18 – 7/28 - \$3,710.00
- 2) **Resolution No. 61-2011;** Certifying the Governing Body has reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled “General Comments & Recommendations” as evidenced by the group affidavit form. (governing body to sign group affidavit form for submittal to DCA)
- 3) **Resolution No. 62-2011;** Establishing a Policy for Attorney to Review Procurement Specifications & Sign off on all Major Professional Service Contracts before Documents are signed.
- 4) Approval of the purchase of 1100’ of hose for the fire department at a cost of \$8,500, to be charged to Capital F.D. Vehicles & Equipment.
- 5) **Resolution No. 63-2011;** Best Practices Inventory consideration of the Governing Body at a Public Meeting for certification by the Borough Clerk to the Division of Local Government Services.
- 6) Authorization of Best Buy Companies request for early opening at 5 am on November 25<sup>th</sup>, 2011, fees have been received.
- 7) Governing Body to declare items of inventory as no longer useable by the Borough of Riverdale and authorize Chief Smith to dispose of these articles, all items are worth less than \$5,000 a piece per borough inventory regulations. (copy of list transmitted to governing body with agenda)
- 8) Approval of a second curb cut at 12 Mead Avenue for construction of a new driveway. The homeowner has applied for a road opening permit and provided a receipt for 50% payment to Prestige Paving for the proposed driveway work. (copy of drawing and paperwork sent to governing body with agenda)
- 9) Road Opening Permit – Ted Guis – 61 Riverview Terrace – open driveway curb cut from 22’ to 35’. Approved by Borough Engineer.

**RESOLUTIONS (continued):**

- 10) Payment of claims, additional invoices:
- |                                |                  |         |
|--------------------------------|------------------|---------|
| a. Pequannock Township PV Park | Recreation-07/07 | \$33.50 |
| b. Pequannock Township PV Park | Recreation-07/14 | \$33.50 |
| c. Pequannock Township PV Park | Recreation-07/21 | \$30.50 |
| d. Pequannock Township PV Park | Recreation-07/28 | \$32.00 |
- 11) Payment to English Paving CO., Inc. for balance due on original purchased order, in the amount of \$69,227.66 which will close out the contract price on the paving of the Newark Pompton Turnpike.

**ROLL CALL:**      **Ayes:**    **Astarita, Carelli, Falkoski, Loesner, Guis**  
                          **Nays:**    **None**  
                          **Abstain:** **Guis (Resolution No. 9 only)**  
                          **(5 ayes – 0 nays – motion carried)**

**COPY OF BILLS LIST AND RESOLUTIONS IN FULL ON PAGE NO. 85-E, F, G, H AND I****CLOTHING BIN APPLICATION/APPROVAL:**

- 1) The Read Foundation, Inc. applicant for clothing bin placement is scheduled for this evening for approval of a clothing bin placement at Riel Auto Body, 276 Paterson Hamburg Turnpike. All paperwork, fee and proof of notice to property owners have been received and are in order. (a copy of paperwork has been distributed to governing body with agenda)

Mayor Budesheim asked if there were any comments. This bin is already in place. Councilman Guis stated that this site is tight to begin with and parking may already be substandard. He asked whether this should be referred to Zoning. Councilman Loesner stated it should be the Zoning Officer who reviews the applications and site plans and if they feel it is in violation then refer it to the Planning Board. Council agreed that this application should be referred to the Planning Board for a recommendation. Borough Clerk Talerico suggested property owners should be notified that a permit from the town is required before bins can be placed on their property. It was decided to amend the clothing bin ordinance and to make the Zoning Officer the enforcing officer. Mayor Budesheim stated that until the ordinance is amended the Zoning Officer will be enforcing the ordinance.

Thereupon, Councilman Guis set forth the motion, seconded by Councilman Loesner, to refer The Read Foundation, Inc. clothing bin application to the Planning Board for review and comment.

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

**BOROUGH CLERK REPORT:**

Borough Clerk Talerico reported on a request for use of the softball fields at Freedom Park for the Butler Stars Girls Softball. She will contact Shawn Dougherty to check for scheduling conflicts and request a certificate of insurance from the applicant.

**COMMITTEE REPORTS:**

Councilman Falkoski reported that he and Councilman Carelli had discussions with the Police Chief regarding the finances involved in hiring a patrolman. At this time there are a few things we need to verify and won't be able to make a commitment until the end of September or October.

Councilman Guis reported on the CDL program that was discussed at the last meeting. He emphasized his belief that we have a potential liability. He was unable to find any other vendors and recommended we implement this program. Mayor Budesheim agreed and suggested he contact NJIIF to see if they have a program. Councilman Loesner stated that writing a CDL policy for the handbook will be practically impossible. The policy will basically have to be to follow the protocols of the vendor. He also emphasized the need to get a program in place quickly.

Thereupon, Councilman Guis set forth the motion, seconded by Councilman Loesner, to approve an agreement with National Safety Compliance, Inc. to set up a CDL Program at a cost not to exceed \$2,000 unless it is determined a better program is available through NJIIF.

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

Councilman Guis reported on researching a new generator for the Police Department. He looked at both natural gas and diesel and his recommendation is natural gas. He asked Chief Smith for his input. Councilman Astarita stated he also met with a vendor and agreed with the recommendation for natural gas. He will be meeting with additional vendors.

Councilman Loesner reported on his meeting with several employees regarding the health benefit changes. They seem to be unclear about exactly what they will be paying beginning in October. He will prepare a chart to be distributed to the employees. Mayor Budesheim stated he had already provided this information to the DPW.

**PUBLIC PARTICIPATION NO. 2:**

Glenn Venza, 14 Macopin Avenue, asked Councilman Falkoski if we got a summons report for July. Councilman Falkoski stated he did not have it with him. Mayor Budesheim asked if he had the court report. Councilman Falkoski stated he doesn't get it from the Court Administrator any more and he will talk to her about it. He stated that 186 summonses were issued in July 2011 compared to year to date July we have 1,632. May 2011 we had 84. March 2010 we had 528. March 2011 we had 258. Mr. Venza asked how that relates to dollar figures coming into the town as his concern is a shortfall in the budget. Councilman Falkoski explained that we can only anticipate revenue based on the prior year. Mayor Budesheim stated that we are down \$40,000 from last year which is going to affect our budget.

Mr. Venza asked Councilmen Falkoski and Carelli about the hiring of another police officer and the determining factors to wait until the end of September. Councilman Falkoski stated that we are analyzing it based on whether or not we can afford it next year. We want to be sure we have money in place to handle whatever decision we make. Councilman Carelli stated that part of it has to do with where we are with overtime right now and obtaining more information.

An unidentified resident inquired about putting meters on the Hamburg Turnpike. Mayor Budesheim stated the cost is prohibitive.

**PUBLIC PARTICIPATION NO. 2 (continued):**

Mick Reilly asked several questions regarding the clothing bin ordinance and its enforcement. His questions and concerns were addressed by the Council. He also asked if we had a professional recommendation from a town engineer for the new generator. Councilman Guis stated that he spoke with him.

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

**ALL IN FAVOR.**

There was a brief discussion with Police Chief Smith regarding hiring an additional officer. There will be further discussion at the workshop meeting.

**ADJOURNMENT:**

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

**ALL IN FAVOR.**

Adjourned: 8:45 p.m.

Respectfully Submitted:

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