

November 16, 2015

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, Clinton, Pellegrini, Revis  
Absent: Mastrangelo**

**Also Present: Borough Attorney Oostdyk, Fire Chief Sturm and Police Chief Smith**

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

**APPROVAL OF MINUTES DATED:**

Regular Meeting - October 28, 2015

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

**ALL IN FAVOR**

**AUDIENCE PARTICIPATION NO 1:**

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

**ALL IN FAVOR**

**ORDINANCES:**

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

**ORDINANCE 17-2015**

**ORDINANCE AUTHORIZING THE EXECUTION OF A CONTRACT FOR THE  
PURCHASE OF BLOCK 26, LOT 21.01 FROM NEWARK POMPTON  
ASSOCIATES, LLC**

**ROLL CALL: Ayes: Astarita, Carelli, Clinton, Pellegrini, Revis  
Nays: None  
(5 ayes- 0 nays- motion carried)**

**COPY OF ORDINANCE AND RESOLUTION IN FULL ON PAGE NO. 97-A**

- 2) The following Ordinance was **TABLED**:

**ORDINANCE 18-2015**

**ORDINANCE AMENDING CHAPTER 2 OF THE REVISED GENERAL  
ORDINANCES OF THE BOROUGH OF RIVERDALE**

Councilman Carelli recommended the above ordinance be tabled stating this is not the time to restructure the powers of the Mayor and Council. There will be a new administration in January and my suggestion is that we do it then.

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**ORDINANCES (continued):**

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

**ORDINANCE 16-2015**

**ORDINANCE OF THE BOROUGH OF RIVERDALE, IN THE  
COUNTY OF MORRIS, NEW JERSEY, AUTHORIZING THE  
EXECUTION AND DELIVERY OF THE 2015 AMENDMENT TO  
THE 1987 SERVICE CONTRACT BETWEEN THE SEWERAGE  
AUTHORITY AND THE BOROUGH OF RIVERDALE**

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 Astarita set forth the motion, seconded by Councilman Clinton, to close the public session.

**ALL IN FAVOR**

Councilman Astarita set forth the motion, seconded by Councilman Clinton, **RESOLVED** that Ordinance No. 16-2015 as read on second reading at this meeting, be adopted and finally passed.

**ROLL CALL: Ayes: Astarita, Carelli, Clinton, Pellegrini, Revis**

**Nays: None**

**(5 ayes- 0 nays- motion carried)**

**COPY OF ORDINANCE AND RESOLUTION IN FULL ON PAGE NO. 98-B****RESOLUTIONS:**

Councilman Carelli recommended Resolutions No. 6 through 8 be tabled.

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

- 1) Payment of Claims.
  - a. U.S. Postal Service – Postage for December newsletters – not to exceed \$475.00
- 2) Authorization to proceed with Borough of Riverdale Code Book Supplement No. 17 from General Code at a cost between \$1,415 and \$1,685 which includes shipping and handling.
- 3) Approving the following expense checks for the League of Municipalities Convention issued through payroll:
 

a. Mayor Budesheim	-	\$550.00
b. Councilman Astarita	-	\$400.00
c. Councilman Carelli	-	\$400.00
d. Councilman Clinton	-	\$400.00
e. Councilman Mastrangelo	-	\$400.00
f. Councilman Pellegrini	-	\$400.00
- 4) **Resolution No. 71-2015;** Transfer of Appropriations
- 5) **Resolution No. 72-2015;** Special Item of Revenue & Appropriation- Chapter 159- Clean Communities
- 6) **REMOVED**
- 7) **TABLED**

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**RESOLUTIONS (continued):**

- 8) **TABLED**
- 9) Approval to allow Police Chief Kevin Smith to advertise and interview for part-time dispatchers.
- 10) Approve proposal from Edward Albert & Son, Inc. (two proposals received from vendor) for servicing at the water tank.
- 11) Approval to extend the Morris County Flood Buyout Program for six months through August of 2016.

**ROLL CALL:**       **Ayes: Astarita, Carelli, Clinton, Pellegrini, Revis**  
                           **Nays: None**  
                           **(5 ayes – 0 nays - motion carried)**

Councilman Clinton set forth the motion, seconded by Councilman Revis, to approve the following resolution:

- 6)       **Resolution No. 73-2015;** Jimmy Homsy salary \$50,900 effective 12/1/15

**ROLL CALL:**       **Ayes: Clinton, Revis**  
                           **Nays: Astarita, Carelli, Pellegrini**  
                           **(2 ayes – 3 nays – motion denied)**

Councilman Astarita asked for clarification of Resolution No. 7 (Approving the renewal of the existing license with RER to operate the borough's leaf recycling facility on Riverdale Road. All conditions remain the same. License to run from 1/1/2016 through 12/31/2020).

Borough Attorney Oostdyk agreed with Councilman Carelli that we should take a look at what we're doing and whether we want to open this up to other bids. We now own the property and the last time this was done we were a tenant and licensed RER to operate it for us. We have options that we can talk about.

Councilman Astarita asked if we would be entertaining tax appeals in 2016 if we don't pass Resolution No. 8 (Approval to enter into an interlocal service agreement for tax reassessment service between the Borough of Butler and the Borough of Riverdale).

Councilman Carelli stated that he wanted this tabled until the next meeting so we can have an understanding of why the fee has changed.

**COPY OF BILLS LIST AND RESOLUTIONS IN FULL ON PAGE NO. 99-C, D AND E****CONTINUATION OF RIVERDALE QUARRY LICENSE RENEWAL HEARING:**

Quarry representatives talked about the meetings held with the Quarry Committee where they covered the full range of concerns including how we can have better communication with the town.

Josh Benson, General Manager for Public Relations and Government Affairs at Tilcon, gave a Power Point presentation addressing the various issues and concerns including air quality, dust control and the amount of recycled asphalt product on the property. The quarry is subject to regular inspections and oversight by several governing authorities and they are committed to working with the borough. They would like to post information on the borough website as an easier means of communication with borough residents. Slides of other completed reclamation projects in New Jersey were included in the presentation. An approved reclamation plan is on file with the borough and currently being followed.

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**QUARRY LICENSE RENEWAL HEARING (continued):**

Doug Rudenko, Vibra-Tech Engineers, explained the vibration monitoring their firm does for Tilcon.

The quarry representatives answered questions from the Mayor the Council.

Councilman Astarita thanked the representatives for a nice presentation but was concerned that past presentations were also nice but problems were not solved.

Mayor Budesheim opened the meeting to questions from the public.

Keith Hamilton, 14 Van Duyne Road, was concerned with the placement of the seismic readers and asked if some could be placed in the area of Greenwich and Van Duyne.

Carolyn Masone, 274 Hamburg Turnpike, asked how much time was left on the lease with Tilcon. The response was approximately 14 years depending on market conditions. She asked when the website capabilities for residents to contact Tilcon would be up and running. The response was within a month if the borough is willing to go forward. She asked about the licensing renewal term. The response is the licensing renewal under a settlement agreement that was reached 12 years ago was 6 year increments so the license approval would be through 2020. Ms. Masone stated that although they are regulated by various agencies and subject to inspection they still have very unhappy residents around them.

Councilman Astarita set forth the motion, seconded by Councilman Carelli, that the public portion be closed.

**ALL IN FAVOR**

Borough Attorney Oostdyk stated that the public hearing has been closed and at the next meeting there will be a resolution to renew the license for the term as provided for in the settlement agreement.

**MAYOR REPORT:**

Mayor Budesheim reported that we received a letter of intent to purchase the Verizon building. Councilman Carelli recommended that we should know what's going on with COAH before we entertain something like that. Borough Attorney Oostdyk stated that if we had any interested the next step would be for someone to be designated to investigate this further. It was decided the response should be that it is premature at this point and we will keep it in mind.

**BOROUGH CLERK REPORT:** No report.

**BOROUGH ATTORNEY REPORT:** No report.

**COMMITTEE REPORTS:**

**FINANCE:** Councilman Pellegrini reported that he received two bills from the Fire Chief for reimbursement for cabinets and a fire alarm panel repair that were approved in 2014. There is no money in buildings and grounds. Councilman Carelli will meet with CFO to discuss it. Councilman Carelli also stated that they met with Councilman-Elect Desai and with the CFO to go over the sewer billing. He didn't feel it was urgent to have a rate increase at this meeting. We are currently analyzing this and will have a recommendation for the next meeting. We discussed our current fund and status of the

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**COMMITTEE REPORTS (continued):**

budget this year and passed a transfer resolution tonight. We will have a plan going forward.

**PUBLIC SAFETY:** Councilman Revis thanked everyone for supporting the Police Chief in advertising and interviewing for part-time dispatchers. He also reported that we received a letter from Morris County regarding the installation of a crosswalk. The borough is responsible for installing ADA compliant curb ramps and crosswalk markings. The next step is to get an estimate from the Borough Engineer.

**COMMUNITY RELATIONS:** No report.

**BUILDINGS AND GROUNDS:** Councilman Astarita reported that we were selected by the Rutgers Environmental School of Environmental and Biological Sciences along with the State Forestry Program to check the impact of the Emerald Ash Borer on our Ash trees. The Shade Tree Commission is meeting on Monday and I will have more information at the next meeting.

**PERSONNEL:** No report.

**AUDIENCE PARTICIPATION NO 2:**

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

**ALL IN FAVOR**

**ADJOURNMENT:**

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

**ALL IN FAVOR.**

Adjourned: 8:33 p.m.

Respectfully Submitted:

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Abubakar T. Jalloh  
Municipal Clerk