



**ORDINANCES (continued):**

**ROLL CALL:**       **Ayes:**    **Loesner, Wetzel, Carelli**  
                          **Nays:**     **None**  
                          **(3 ayes – 0 nays – motion carried)**

**COPY OF ORDINANCE AND RESOLUTION IN FULL ON PAGE NO. 20-A**

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

**ORDINANCE 02-2010**

**ORDINANCE AMENDING CHAPTER 85 OF THE REVISED  
GENERAL ORDINANCES OF THE BOROUGH OF RIVERDALE  
AND ESTABLISHING A FEE FOR TEMPORARY  
CERTIFICATES OF OCCUPANCY ISSUED PURSUANT TO THE  
UNIFORM CONSTRUCTION CODE**

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

**COPY OF ORDINANCE AND RESOLUTION IN FULL ON PAGE NO. 20-B**

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

**ORDINANCE 03-2010**

**ORDINANCE AMENDING CHAPTER 168 OF THE REVISED  
GENERAL ORDINANCES OF THE BOROUGH OF RIVERDALE  
AND AMENDING CERTAIN PROVISIONS APPLICABLE TO  
THE “MF-O MULTIFAMILY OVERLAY DISTRICT”**

**ROLL CALL:**       **Ayes:**    **Loesner, Wetzel, Carelli**  
                          **Nays:**     **Guis**  
                          **(3 ayes – 1 nay – motion carried)**

**COPY OF ORDINANCE AND RESOLUTION IN FULL ON PAGE NO. 20-C**

- 4) **Approval of Capital Budget** for the year 2010 for the Water/Sewer Utility Capital Fund in the amount of \$300,000 with a planned funding service for current year 2010; Estimated Total Cost - \$300,000.00; Capital Improvement Fund - \$14,500.00; Debt Authorized - \$285,500.00.

Councilman Carelli set forth the motion, seconded by Councilman Guis, **RESOLVED**, for the approval of the 2010 Temporary Capital Budget.

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

**COPY OF CAPITAL BUDGET IN FULL ON PAGE NO. 20-D**

**ORDINANCES (continued):**

- 5) Councilman Carelli set forth the motion, seconded by Councilman Guis, to introduce the following ordinance and moved its adoption.

**ORDINANCE 04-2010**

**BOND ORDINANCE OF THE BOROUGH OF RIVERDALE, IN  
THE COUNTY OF MORRIS, NEW JERSEY, AMENDING IN ITS  
ENTIRETY BOND ORDINANCE NO. 11-2004 FINALLY  
ADOPTED MAY 3, 2004 AND BOND ORDINANCE NO. 2-2006  
FINALLY ADOPTED FEBRUARY 6, 2006**

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

**COPY OF ORDINANCE AND RESOLUTION IN FULL ON PAGE NO. 21-E**

Councilwoman Wetzel asked for the purpose of Ordinance 05-2010. Mayor Budesheim stated that the sewer authority has three member towns each with two commissioners. Riverdale currently has the responsibilities of membership without being voting members.

- 6) Councilman Guis set forth the motion, seconded by Councilman Carelli, to introduce the following ordinance and moved its adoption.

**ORDINANCE 05-2010**

**ORDINANCE PROVIDING FOR THE ADMISSION OF THE  
BOROUGH OF RIVERDALE AS A MEMBER OF THE  
PEQUANNOCK RIVER BASIN REGIONAL SEWERAGE  
AUTHORITY ENACTED PURSUANT TO N.J.S.A. 40:14A et. Seq.**

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

**COPY OF ORDINANCE AND RESOLUTION IN FULL ON PAGE NO. 21-F****RESOLUTIONS:**

There was a discussion regarding the need for a security lock system for the lower level of the Community Center.

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

- 1) Payment of Claims, including the following:
  - a. Boonton Lanes            -        Recreation Trip            -        \$ 925.00
  - b. Theater Direct            -        Jersey Boys Trip            -        \$5,565.00
- 2) Approval of payment from Escrow to the following:
  - a) Darmofalski Engineering Assoc. Alexan at Riverdale    \$2,070.00
- 3) Approval of budget for completion of revised plans and specification for the Sewer Pump Station in the amount of \$6,500 for Darmofalski Engineering Associates.

**RESOLUTIONS (continued):**

- 4) Approval of budget for Newark Pompton Turnpike Resurfacing Phase I & II alternates for the Hamburg Turnpike Resurfacing and DPW Yard Paving in the amount of \$8,544.00 for Darmofalski Engineering Associates.
- 5) Approval of payment to Darmofalski Engineering Associates, Inc. for engineering of Newark Pompton Turnpike Improvements & Arlington Place in the amount of \$7,164.00.
- 6) Approval of 2010 Morris County Mobile Data Terminal System Agreement at a cost of \$1.00 for the year. Agreement reviewed by Chief Soules and recommended for approval.
- 7) **Resolution No. 21-2010;** Approval of Application to the PARIS Grant Program – for Imaging of Records – Clerk’s Office.
- 8) **Resolution No. 22-2010;** Transfer of 2009 Appropriation Reserves.
- 9) **Resolution No. 23-2010;** Emergency Temporary Appropriations.
- 10) Approval of first month police car lease in the amount of \$1,248.76 to Kansas State Bank.
- 11) **Resolution No. 24-2010;** Authorize Application to Fire Equipment Grant in the amount of \$3,414.45 with a 50% Borough Match.
- 12) Approval of proposal for Surveying of Arlington Place, Haycock Avenue and Mead Avenue to DMC Associates, Inc. 211 Main Street, Butler, NJ in the amount of \$8,820.00. (4 proposals were received for this project)
- 13) Approval of additional \$800 for key system for downstairs doors at the Community Center.

**ROLL CALL:**        **Ayes:    Guis, Loesner, Wetzler, Carelli**  
                              **Nays:    None**  
                              **(4 ayes – 0 nays – motion carried)**

**COPY OF BILLS LIST AND RESOLUTIONS IN FULL ON PAGE NO. 22 – A, B, C, D AND E****OTHER BUSINESS:**

- 1) E-mail from Planning Board Attorney recommending an amendment to Chapter 168-3.B Definitions – FLOOR AREA. (E-mail previously sent to governing body on 02/04/10 and resent with this agenda 02/11/10.)

Mayor Budesheim stated that Wal-Mart wants to put in an addition and requested we change our definitions. After a brief discussion Council decided no action will be taken.

**MAYOR REPORT:**

Mayor Budesheim reported that we had a water main break under the newly paved Newark Pompton Turnpike. There also appears to be a water main break on Mathews Avenue since July.

**BOROUGH ATTORNEY REPORT:**

Borough Attorney Oostdyk reported that we received a law suit from TCR/Riverdale Road LLC today on the CCO ordinance. He also reported on the garbage issues with the property owners association at the Grande. Compactors are being installed. A municipal services agreement needs to be discussed with their association. Mayor Budesheim stated that we will meet with them next Wednesday at 10:00 a.m.

**COMMITTEE REPORTS:**

Councilwoman Wetzel reported there is a meeting scheduled for Friday at 10:30 a.m. with LaGuardia Associates to put plans in place for the summer concert series. The fund raiser for Haiti relief is in effect this weekend.

Councilman Loesner reported that he finished his interviews with the departments and will have a list of recommendations for changes to the handbook and ordinances for the workshop meeting.

Fire Chief Dan Sturm reported on continuing problems with the ladder truck. We do preventive maintenance every year and the cost this year was \$5,500. Every year something has happened. This year the generator is down and the cost for repair is \$4,500. There was nothing wrong with it when it left here. Also on the quote is repair of hydraulic levers for another \$630. This should have been caught during preventive maintenance. We do everything required under the standards for maintenance and there is always something going wrong. The stabilizer magnets are going and both headlights are out. I believe there's an electrical issue and they say there is nothing wrong with it. The warrantee cost on the motor repair was between \$30,000 and \$40,000. Our warrantee is up on March 17<sup>th</sup> because it's five years old. They've replaced cylinders and pistons among other things. They are not offering any extended warrantee on the motor or the work they've done. Pierce is number one rated and we have nothing but problems. Chief Sturm is concerned that there will continue to be problems after the warrantee expires and asked for direction. Borough Attorney Oostdyk stated they are not obligated to provide an extended warrantee but we could send a letter of complaint. Mayor Budesheim suggested finding out if they sell an extended warrantee. Chief Sturm will obtain a price to have the truck evaluated for potential problems and also reach out to other Chiefs to see if there have been any other issues. Borough Attorney Oostdyk will then prepare a letter to Pierce.

**ALL IN FAVOR.**

**ADJOURNMENT:**

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

**ALL IN FAVOR.**

Adjourned: 8:30 p.m.

Respectfully Submitted:

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