

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, Bush, Falkoski, Guis, Carelli**
 Absent: **Wetzel (vacation)**

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

APPROVAL OF MINUTES DATED:

April 21, 2008 - Regular Meeting

May 5, 2008 - Workshop Meeting

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

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

PUBLIC PARTICIPATION NO. 1:

Butler resident Debbie Salomon had safety concerns with the acceleration and deceleration lanes on Route 23 and I-287 at exit 52. Mayor Budesheim stated that he would see if our Borough Engineer had any suggestions.

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

ALL IN FAVOR.

RESOLUTIONS:

Mayor Budesheim stated he was not in favor of resolution No. 3 and does not feel the courts should have power to order COAH housing. Councilman Falkoski agreed but stated he was in favor of joining with the State League of Municipalities to contest the COAH regulations. Borough Attorney Oostdyk stated that the League is asking for a pledge as a show of commitment and has not announced what position they are going to take. After additional discussion regarding the matter, Council decided to table the resolution. Mayor Budesheim stated he was not in favor of resolution No. 7 which supports a water user fee and asked the Council to reject the resolution. He read a letter he prepared to the Chairman of the Highlands Water Protection and Planning Council in response to the request for support. Councilman Falkoski stated he agreed with the argument against the issue but not with the tone of political sarcasm in the letter. He stated that is not his nature and he does not like being associated with it and have people believe that it his opinion. Mayor Budesheim stated that being nice hasn't worked. His opinion is that it's time we point out the hypocrisy and foolishness in the positions our state has taken. Councilman Guis requested clarification of item 00126 on the bills list.

Councilman Guis set forth the motion, seconded by Councilman Carelli, to **APPROVE** resolutions 1 through 6 and 8 and **REJECT** resolution 7:

- 1) Payment of Claims, except item 00126 to Lawmen Supply in the amount \$2,234.60, pending clarification.

RESOLUTIONS (continued):

- a) Mr. Fran Rafferty – Bagpiper-Memorial Parade \$ 300.00
(Celebration of public events)
- b) Black box Network Services – telephone & labor \$ 1,315.23
- c) Mr. Ian Gallagher – Performers for Memorial Day \$ 400.00
- d) Paul Carelli – Refreshments for Shade Tree \$ 21.52
- e) Paul Carelli – Refreshments \$ 21.60
- e) Donna Bush – Refreshments for Moving Up Day \$ 22.56
- 2) Escrow payments to the following:
 - a) Darmofalski Eng. & Assoc. Target Corp. \$ 780.00
 - b) Darmofalski Eng. & Assoc. TCR/Horton \$ 1,300.00
 - c) Darmofalski Eng. & Assoc. Rock Creek Crossing \$ 260.00
- 3) Tabled (see below)
- 4) Resolution authorizing Mayor Budesheim to execute a new lease agreement with Drew Flockhart for the compost facility at Riverdale Road with the fee being increased by \$7,500.
- 5) Resolution to declare a 1995 Fork Pick-up as scrap because it is no longer useful to Riverdale Borough due to a cracked frame – VIN #2FTHF26H75CA24009.
- 6) Resolution to authorize Mayor Budesheim to execute a “No Further Action Determination Letter and Covenant Not to Sue” for the unrestricted use – soils at former greenhouse – 211 Paterson Hamburg Turnpike – Glenburn House.
- 7) **Resolution #41-2008;** Support to amend Article VIII, Section II of the Constitution of the State of New Jersey to provide that revenue from water consumption and water user fees be dedicated only for the purpose of providing funding for the acquisition and development of lands for recreation and conservation purposes and for the preservation of farmland for agricultural and horticultural use and production.
- 8) **Resolution #42-2008;** Authorizing Holt Morgan Russell Architects, P.A. to make application to nominate Glenburn for historic designation, provided all approvals are received from Morris County. Riverdale will be responsible for 20 percent of the \$6,000 cost and the remainder will be paid by Morris County as approved.

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

The following resolution was **TABLED**:

- 3) Approval of a pledge of \$500 payable to the New Jersey League of Municipalities to challenge the new COAH regulations.

Councilman Astarita set forth the motion, seconded by Councilman Carelli, to approve the letter read by Mayor Budesheim responding to the Chairman of the Highlands Water Protection and Planning Council and his request for support of a water fee.

ROLL CALL: **Ayes:** **Astarita, Bush, Guis, Carelli**
 Nays: **Falkoski**
 (4 ayes – 0 nays – motion carried)

COPY OF BILLS LIST AND RESOLUTIONS IN FULL ON PAGE NO. 41-A, B AND C

CORRESPONDENCE:

1) From Luke Diglio, Teacher from the Pequannock Valley Middle School requesting permission to use Appelt Park on June 9th, 2008 for a field trip. The trip will include several buses for the students and they will also be releasing fish into the river.

Mayor Budesheim stated that this was done last year. The Borough Clerk will request a certificate of insurance from the school.

MAYOR REPORT:

Mayor Budesheim reported that the County must be advised of each step of the project for the Community Development grant for the Community Center. Councilman Astarita will oversee the matter.

BOROUGH CLERK REPORT:

Borough Clerk Talerico reported that the Recreation Director has asked for a list of those who will be marching in the Memorial Day parade.

COMMITTEE REPORTS:

Councilman Carelli reported the town video has been posted on YouTube.

Councilman Falkoski reported the municipal court report for the month of April.

Councilman Guis reported on the condition of the DPW trucks and recommended a new one be purchased at this time.

Thereupon, Councilman Guis set forth the motion, seconded by Councilman Carelli, to approve the purchase of a 2008 Ford F-350 pickup truck from Ditschman/Flemington Ford at a cost of \$23,500. (Morris County Co-Op #15C, item 5C)

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

Councilman Astarita reported the library received another bid in the amount of \$3,040 for the replacement air conditioner, plus an additional \$1,940 if the coil needs to be replaced.

Councilwoman Bush reported the Municipal Alliance is holding the 8th grade Moving Up Day event on Thursday from 11:00 – 2:30 at the Community Center.

Mayor Budesheim reported on the expertise of all of our first responders during the Route 23 toxic chemical spill. Fire Chief Mike Norton had Ex-Chief Pat Cleary at his side and over 100 pieces of equipment and 200 people working under his command.

Borough Clerk Talerico reported that Deputy Clerk Linda Forbes passed the state RMC exam.

PUBLIC PARTICIPATION NO. 2:

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

ALL IN FAVOR.

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:

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