

ORDINANCES (continued):

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

COPY OF ORDINANCE AND RESOLUTION IN FULL ON PAGE NO. 46-B

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

ORDINANCE 07-2007**ORDINANCE AUTHORIZING THE EXECUTION OF A CONTRACT FOR THE PURCHASE OF BLOCK 12, LOT 1, FROM DUBE DEVELOPMENT, INC., L.L.C.**

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

COPY OF ORDINANCE AND RESOLUTION IN FULL ON PAGE NO. 46-C**BOROUGH CLERK REPORT:**

Borough Clerk Talerico reported that she received two letters requesting permission to hold block parties. Kim Soto of 24 Halsey Avenue would like to close off Halsey Avenue at Federal Place for a block party on July 21st or 28th. It was determined she must notify the police department and give notice to all of the neighbors affected by the street closure. The other request is for May 26th from 14 Overlook Drive which is a private road. Ms. Talerico also reported that she received a letter from the DEP advising that we will be required to adopt a fertilizer management ordinance consistent with the model ordinance on the Division of Watershed Management webpage. Borough Attorney Oostdyk will review the matter. Ms. Talerico reported that it came to her attention that the gasoline bids have expired and we need to go out to bid. She also requested authorization to transfer insurance broker services to John Serapiglia of Polaris Galaxy Insurance.

COMMITTEE REPORTS:

Councilman Carelli reported that \$700 in donations was collected for the Memorial Day Parade and more donations are anticipated. The committee has requested authorization to spend up to the amount collected as of Friday, May 25th.

Councilman Falkoski reported the court report for the month of March. He also reported that the Morris County Office of Emergency Management sent a letter commending Charles Quant for being a CERT coordinator at the Managers Training Course held at the Fire and Police Academy. The letter will be put in his file.

Councilman Guis reported on the cardboard recycling issue at Rock Creek Crossing. The problem is that when Blue Diamond took over garbage hauling and recycling from Pequannock Disposal, Pequannock continued to pick up the cardboard at Rock Creek. They had equipment compatible with the front load dumpsters and Blue Diamond did not. They continued this because cardboard had some recycling value which as of recently it does not so they stopped. It is our interpretation of the contract that it is Blue Diamond's responsibility to supply dumpsters compatible with their equipment to pick up the cardboard and Blue Diamond's position is they don't. Borough Attorney Oostdyk

COMMITTEE REPORTS (continued):

stated that Blue Diamond's position is they are responsible and will pick up the cardboard either using a dumpster or by curbside collection at their option. Curbside is not practical at the condominiums. Rock creek elected on their own to get rid of the dumpsters that they had. Blue Diamond is saying that if they had been told they could have swapped them for the front load and brought theirs in. Blue Diamond will check what they have available in terms of used dumpsters and hopefully we can get them to Rock Creek at minimal or no cost. Councilman Guis stated we have been actively trying to resolve this matter. Borough Attorney Oostdyk stated that it is important to note that the arrangement for Pequannock Disposal to continue picking up the cardboard was not known or approved by Riverdale. Councilman Guis reported that we are having significant problems with garbage pickup at The Grande. The system there is as was approved by the Planning Board and is functioning as they represented but does not work with our contract or the type of equipment Blue Diamond has. They had come to a tentative agreement to put in 30 yard compactors and now Horton is saying they are too expensive. They contracted with Pequannock to haul the garbage and are asking for reimbursement from us, yet without individual bills of lading we don't know the exact tonnage and that makes it very difficult. There was additional discussion regarding the matter and preventing this type of problem with any future developments. Borough Attorney Oostdyk stated that we will eventually need to have a service agreement with The Grande. He will review the terms of the contract and find examples of ordinances that may help us to resolve the matter.

Councilwoman Bush reported that Kinnelon Councilman Kevin Smalling works for U.R. Energy and is currently doing an energy survey for Kinnelon. He told her there is guaranteed savings at very little no cost to the town. Councilman Astarita will check into it.

OTHER BUSINESS:

- 1) Shared Service Agreement for Library Services with another community.

CLOSED SESSION:

Councilman Falkoski set forth the motion, seconded by Councilman Guis, RESOLVED that the Mayor and Council go into closed session to discuss matters of contractual negotiations, of which minutes will be kept and released upon completion of these matters.

ALL IN FAVOR.

Closed Session being completed Councilman Falkoski set forth the motion, seconded by Councilman Guis to open the meeting to the public.

ALL IN FAVOR.**MAYOR REPORT:**

Mayor Budesheim asked for clarification of the salary agreement for John Scialla. Councilman Guis stated John Scialla's salary was cut back because he was getting paid for building and plumbing. It was cut back one stipend as was the fire inspector salary. Mayor Budesheim stated the fire inspector salary was brought back up before he left because the workload was the same as last year and John Scialla wanted the same. Councilman Guis stated that his base salary was \$12,000 for Plumbing Subcode Official and \$4,000 each for additional Building and Plumbing Inspector work at Horton. The reason we were cutting back the building stipend is we already had two building

MAYOR REPORT (continued):

inspectors and there is not enough work to justify the second stipend. Mayor Budesheim asked Councilman Guis to meet with Mr. Scialla and report back.

Mayor Budesheim reported that negotiations were taking place with the police regarding the Traditional health benefit plan. He explained to them that the NJ Plus plan is equal to or better than the Traditional Plan but they are still negotiating. We have the option to notify the other borough employees that as of January 1st they will have to pay the difference between the cost of NJ Plus and any higher cost plan if selected.

RESOLUTIONS:

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

- 1) Payment of Claims.
(including payments to AHR Consulting for computer services contingent on availability of funds)

A&E o/e	\$8,206.50
Police o/e	\$2,347.99
Water o/e	\$1,741.25
Sts. & Rds. o/e	\$ 648.75
Building Dept.	\$ 115.00
OEM	\$ 201.25
Tax Assessor	\$ 431.25
Court o/e	\$ 920.00
Sewer o/e	\$ 172.50

- 2) Approval of Escrow Payment to following:

a)Paul Darmofalski, P.E. Target Corporation	\$13,089.00
b)Paul Darmofalski, P.E. Majestic Homes/Beazer	\$ 500.00
c)Paul Darmofalski, P.E. D.R. Horton	\$ 2,516.00
d)Paul Darmofalski, P.E. K&K Developers	\$ 375.00
e)Anderson & Denzler RGK Development	\$ 2,491.55
f)Anderson & Denzler Target Corporation	\$ 1,345.70
	\$ 2,769.00
g)Anderson & Denzler K&K Developers	\$ 35.75
	\$ 150.03
h)Anderson & Denzler D.R. Horton	\$ 2,513.40
	\$ 1,301.65
i)Anderson & Denzler Alexan-Riverwalk	\$ 371.25
	\$ 67.50

- 3) Authorization to accept the \$20,000 remainder of the previously released performance bonds for Riverdale Crossing, L.L.C. as a cash bond in lieu of performance bond.
- 4) Authorizing the Borough Clerk to advertise for receipt of bids for gasoline.
- 5) Authorizing transfer of broker services to John Serapiglia of Polaris Galaxy Insurance, LLC – Risk Management Consultants Agreement effective June, 2006.
- 6) Authorization for the Memorial Day Parade Committee to spend up the amount collected in donations as of Friday, May 25th for various expenditures.
- 7) **Resolution No. 41-2007;** Authorizing execution of a Shared Library Services Agreement between the Borough of Riverdale and the Borough of Bloomingdale.
- 8) Authorizing Mayor Budesheim to apply for an \$80,000 Shared Services Implementation Grant.

RESOLUTIONS (continued):

- 9) Authorization to notify borough employees that effective January 1, 2008 health insurance premiums will be paid by the borough up to the cost of the NJ Plus Health Insurance Plan, and any additional premium for other plans selected will be paid by the employee.

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

COPY OF BILLS LIST AND RESOLUTIONS IN FULL ON PAGE NO. 49-D AND E

PUBLIC PARTICIPATION NO. 2:

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

ALL IN FAVOR.

ADJOURNMENT:

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

ALL IN FAVOR.

Adjourned: 9:00 p.m.

Respectfully Submitted:

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

CLOSED SESSION**CONTRACTUAL NEGOTIATIONS FOR SHARED LIBRARY SERVICES AGREEMENT WITH BLOOMINGDALE:**

Mayor Budesheim discussed the proposed agreement for shared library services. Bloomingdale's Business Administrator agreed that payment terms could be renegotiated if the increase in use of the Riverdale library exceeds 65% during the one year trial period. Mayor Budesheim also obtained an application for an implementation grant that is available from the state. We will be notified of any award within 15 days after applying. Up until now we have been paying a lot of costs on behalf of the library. The Mayor stated that unless we get tax relief for Riverdale residents there is no incentive to enter into this agreement. He would like that relief to be close to one tax point. He stated that the Bloomingdale Administrator and Councilwoman Sue Smith attended the Riverdale Library Board of Trustees meeting. The Board agreed to proceed to go forward with this but wanted more money. Bloomingdale thinks this amount is fair. Mayor Budesheim stated he did not think it would cost the amount of money the library is anticipating. Councilman Guis asked why the agreement was specifying the hours the library is open. It was decided the agreement should state the hours are subject to change at the sole discretion of the Riverdale Library Board of Trustees. It was also decided that the agreement should specify that the library will be governed by the Riverdale Library Board of Trustees and Bloomingdale will not be entitled to voting membership on the Board.

CONTRACTUAL NEGOTIATIONS FOR CUMPUTER SERVICES FROM A.H.R. CONSULTING SERVICES

Borough Clerk Talerico stated that she had discussed an array of charges from A.H.R. Consulting with the Chief Financial Officer. He advised that there was not enough in the A&E budget to cover the amount of \$8,206.50 allocated. He recommended the charges be removed from the agenda for payment approval. She stated that some of the charges are from January and are for various problems that we did not have before. Councilman Falkoski commented that the charges total \$13,000 or \$14,000. Mayor Budesheim stated that everything started crashing when they transferred over to the new hard drives. Ms. Talerico stated that we've had meetings with A.H.R. and they seem to have all the answers, but we continue to have problems and we need to call them to make adjustments. The Silver support package is costing \$2,500 per quarter and doesn't cover anything except patches and upgrades that they do remotely. We bought new servers and some new computers as part of the contract and once everything was installed they were here three to five times a day because something wasn't working. Now we have these bills and they are calling for payment. Mayor Budesheim stated that A.H.R. is local and their services sounded good for \$2,500 per quarter when we believed that would be it. He stated that he can't deny they put in the time but doesn't know if everything they're doing is absolutely necessary. Councilman Astarita stated we are at a disadvantage because they know the computer business and we don't. Borough Attorney Oostdyk stated that most of our contracts are not open ended. Ms. Talerico stated they did give us a number of \$39,000 last year which included the purchase of servers. She doesn't know if they reached that amount yet and perhaps we didn't budget enough money. Mr. Oostdyk stated that we can't enter into agreements for services unless the money has been budgeted so something broke down in our system. We didn't understand that we would be incurring this liability. Ms. Talerico stated that the last time we did this with Atlantic Business Products they gave us a quotation of \$27,000 which included the computers, server and service. No matter what went wrong with the server after they worked on it the service was included until they got it working properly. A.H.R. charges us to come in and fix things that were working properly until they came in to fix something else. Ms. Talerico stated that she has been trying not to use them at all but we will definitely have to not use them after June. She asked what needs to be done now that

CLOSED SESSION (continued):

the money was not budgeted to pay this bill. Borough Attorney Oostdyk stated that the bills will have to be paid so it will have to be put in the budget. He can review the contract but the bills appear legitimate. It was decided to approve payment of the bills contingent on availability of funds.