

ORDINANCES:

1) Adoption of an Ordinance entitled:

ORDINANCE 06-2007

BOND ORDINANCE PROVIDING FOR THE PURCHASE OF PROPERTY IN AND BY THE BOROUGH OF RIVERDALE, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$210,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$200,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF.

The Municipal Clerk read the notice for the second reading and final adoption.

Thereupon, Councilman Falkoski set forth the motion, seconded by Councilman Astarita, **RESOLVED** that Ordinance No. 06-2007 as read on second reading at this meeting, be adopted and finally passed.

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

COPY OF ORDINANCE AND RESOLUTION IN FULL ON PAGE NO. 59-A

2) Public Hearing and Adoption of an Ordinance entitled:

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.

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 Falkoski set forth the motion, seconded by Councilman Guis, to close the public session.

ALL IN FAVOR.

Thereupon, Councilman Falkoski set forth the motion, seconded by Councilman Astarita, **RESOLVED** that Ordinance No. 07-2007 as read on second reading at this meeting, be adopted and finally passed.

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

COPY OF ORDINANCE AND RESOLUTION IN FULL ON PAGE NO. 59-B

ORDINANCES (continued):

3) Public Hearing and Adoption of an Ordinance entitled:

ORDINANCE 08-2007

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK

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 Falkoski set forth the motion, seconded by Councilman Guis, to close the public session.

ALL IN FAVOR.

Thereupon, Councilman Falkoski set forth the motion, seconded by Councilman Guis, **RESOLVED** that Ordinance No. 08-2007 as read on second reading at this meeting, be adopted and finally passed.

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

COPY OF ORDINANCE AND RESOLUTION IN FULL ON PAGE NO. 60-C

There was discussion regarding multiple complaints against one of the Liquor Licensees. Borough Attorney Oostdyk stated that if we do not renew the license they can apply to the state for temporary renewal. Councilman Falkoski asked if we could approve the renewal for Dexter’s with conditions. Mr. Oostdyk stated the ABC rules require the conditions to be reasonable and equitable. They can also appeal to the ABC.

Henry Vitz stated that he still can hear noise from the music and the parking lot at his residence. He said Dexter’s was supposed to soundproof the building but whatever they may have done is not effective.

After additional discussion regarding the complaints, Council agreed to add four conditions to the resolution approving Liquor License Renewal for Dexter’s.

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

- 1) Payment of Claims and the following additional payments for the Recreation Department:

Basketball Camp-Freedom Park	-	Ron Eford	\$ 1,200.00
Darlington County Park	-		\$ 744.00
New York Bulls	-	Final Paymt.	\$ 600.00
Steve Max!	-		\$ 400.00
Ringwood State Park	-		\$ 110.00
Home Field Advantage	-		\$ 200.00
Toys-R-Us	-		\$ 300.00
- 2) **Resolution No. 42-2007; Emergency Temporary Appropriations.**
- 3) Approval of Escrow Payment to following:

RESOLUTIONS (continued):

- a)Paul Darmofalski, P.E. Target Corporation \$18,736.00
 b)Paul Darmofalski, P.E. Majestic Homes/Beazer \$ 3,496.00
 c)Paul Darmofalski, P.E. D.R. Horton \$ 125.00
 d)Paul Darmofalski, P.E. K&K Developers \$ 2,500.00
- 4) **Resolution No. 43-2007;** 2007/2008 Liquor License Renewal, including conditions set forth below for Dexter's only. Copy of Police and Fire Officials inspection reports to be attached to resolution.
1. No alcohol to be served after 12:00 midnight when there is a live performance.
 2. Maintain \$5,000 in an escrow account for police security every time a DJ or live music will be performing. This is to provide one police officer to patrol the parking lot from the time the music begins until the parking lot is clear.
 3. Post escrow in amount to be determined to cover costs associated with a Health Officer to monitor sound at the property line four nights per month.
 4. Post escrow in amount to be determined to have sound expert make recommendations and provide sound proofing proposal.
- 5) Resolution to Appoint Sherry Van Wy as Technical Assistant, part-time on call for no more than 20 hours per week at \$18.00 per hour on a contractual basis.
- 6) Resolution to Appoint the following Recreation Personnel:
- | | | |
|--------------------|----------------------|----------------------|
| Ryan Cleary | Returning Counselor | \$7.15 per hour |
| Kelly Flynn | Returning Counselor | \$7.15 per hour |
| John Sarrao | Returning Counselor | \$7.15 per hour |
| Michael Destito | Returning Counselor | \$7.15 per hour |
| Carolyn Cocilovo | Returning Counselor | \$7.15 per hour |
| Laina Gagliardi | Returning Counselor | \$7.15 per hour |
| Dan Kearney | Returning Counselor | \$7.15 per hour |
| Daniella DiMarco | Returning Counselor | No Pay (scholarship) |
| Charleen Maldonado | New Counselor | \$6.50 per hour |
| Evan Lodder | New Counselor | \$6.50 per hour |
| Dylan Sylvestri | New Counselor | \$6.50 per hour |
| Marc Sarrao | New Counselor | \$6.50 per hour |
| Kelly Stanton | New Counselor | \$6.50 per hour |
| Casey Flynn | New Counselor | \$6.50 per hour |
| Christopher Appel | New Counselor | \$6.50 per hour |
| Sean Carey | New Counselor | \$6.50 per hour |
| Joey DeGroot | Substitute Counselor | \$6.50 per hour |
| Mary Wolbach | Director | \$10.00 per hour |
| Kristin Appel | Director | \$10.00 per hour |
- 7) Approval for Terri Pellegrini to work additional hours as needed at current rate of pay to process billing and record payments for the Water Department.

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

COPY OF BILLS LIST AND RESOLUTIONS IN FULL ON PAGE NO. 61-D, E AND F**OTHER BUSINESS:**

Memo from Board of Health stating under State ruling every Municipality must have a policy that approves the Bloodborne Pathogen Exposure Control Plan. The Board of

OTHER BUSINESS (continued):

Health has approved the attached plan and recommends the Mayor and Council adopt this plan as a policy for Riverdale. (copy of plan distributed to Mayor and Council)

Councilwoman Wetzel set forth the motion, seconded by Councilman Astarita, to adopt the Bloodborne Pathogen Exposure Control Plan as a policy for Riverdale.

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

COPY OF BLOODBORNE PATHOGEN EXPOSURE CONTROL PLAN IN FULL ON PAGE NO. 62-G**MAYOR REPORT:**

Mayor Budesheim requested that the Borough Attorney write a letter to the New Jersey D.O.T. to advise them of intolerable conditions at the traffic light at the Cotluss Road and Route 23 jug handle. On weekends it is on a 45 second cycle and the traffic is backed up past Wal-Mart. It needs to be green longer for the Route 23 traffic. He said we've asked them in the past and they have refused to change it. Mayor Budesheim also reported that he asked Bruno Associates to prepare the grant application for the Morris County Open Space Trust Fund for the Dube Property. He said if they get us \$50,000 or \$60,000 they will be done.

Thereupon, Councilman Falkoski set forth the motion, seconded by Councilman Guis, to authorize Bruno Associates to submit a grant application to the Morris County Open Space Trust Fund for purchase of the Dube Property.

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

BOROUGH CLERK REPORT:

Borough Clerk Talerico asked if a representative would be attending the Riverdale School graduation ceremony on June 22nd at 6:30. Councilman Guis will attend as representative. Clerk Talerico stated that she would be on vacation for the next meeting and asked for agenda items early so that it can be prepared before she leaves on June 30th. She also reported that the Fire Marshall has requested we paint the curb yellow and post a sign to indicate "no parking - fire zone" in front of the Senior Community Center. It was agreed the DPW department would paint the pavement. The Fire Marshall also wants to know if he can obtain the funds that Tom Dillon requested for a portable radio for the Fire Prevention Bureau. Councilman Falkoski will check with the Fire Marshall to see what type of equipment he needs. Clerk Talerico also reported on the invoice we received from Clearwater Services for \$9,072.00 for rebuilding equipment called a Muffin Monster at the sewer pumping station. Clearwater Services performs monthly maintenance at the pump station for approximately \$300 per month. This repair work was done without anyone's knowledge and a purchase order was not issued and money was not budgeted. The charge is for necessary repairs to equipment which did save us money over the cost of replacement which would have been approximately \$13,000. Borough Attorney Oostdyk stated the law in this situation is that they will get paid the fair value of the work he performed. Councilman Guis stated that he would get a contract in place for the future and advised Clerk Talerico to forward the invoice to Sewer Engineer Bill Ryden for evaluation to determine if it is a fair value of the work performed.

BOROUGH CLERK REPORT (continued):

Thereupon, Councilman Guis set forth the motion, seconded by Councilman Falkoski, to approve payment to Clearwater Services for repair work performed at the sewer pump station, subject to the review and approval of the invoiced amount by the Sewer Engineer.

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

Borough Clerk Talerico reported that Rock Creek is starting to inquire about the reimbursement for snow plowing and street lighting. Councilman Guis stated he did not have the 2006-2007 plowing totals yet and he would get the information.

BOROUGH ATTORNEY REPORT:

Borough Attorney Oostdyk reported on the environmental study being performed at the Glenburn site. The consultant completed the testing to satisfy the D.E.P. and there is a small problem at the greenhouse. The soil in that area is showing a slight overage in lead and they feel the D.E.P. will probably insist on soil removal which would cost approximately \$5,000. They recommend we do this but the greenhouse would need to be demolished and removed first. Mayor Budesheim stated the money would come from Open Space. Councilman Guis stated that we could separate the metal and glass and avoid disposal fees.

Thereupon, Councilman Guis set forth the motion, seconded by Councilwoman Wetzel, to authorize overtime for the D.P.W., and additional temporary help at the rate of \$10.00 per hour if required, to demolish the greenhouse at the Glenburn site.

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

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 Councilwoman Wetzel, to adjourn the meeting.

ALL IN FAVOR.

Adjourned: 8:45 p.m.

Respectfully Submitted:

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