

The workshop meeting of the Borough of Riverdale Mayor and Council opened on the above date at 7:30 p.m.

Mayor William Budesheim presiding.

ROLL CALL: **Present:** **Astarita, Bush, Guis, Wetzel, Carelli**
 Absent: **Falkoski (sick)**

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

PUBLIC PARTICIPATION NO. 1:

Jean Revis, President of Riverdale Women's Club, thanked the Mayor and Council for their support and Proclamation declaring Women's Club Week in October.

Joseph Petracca spoke regarding a letter he gave to Mayor Budesheim in 2004 regarding rezoning one of his properties. He asked how someone obtained a copy without there being a record of it. He also spoke about neighbors building things on his land and his tax assessment on property he claims he does not own. He was advised by the Mayor and Borough Attorney Oostdyk of the proper procedures to address his concerns.

There being no further comments, Councilman Astarita set forth the motion, seconded by Councilman Guis, to close the public session.

ALL IN FAVOR.

ORDINANCES:

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

ORDINANCE 18-2008

**ORDINANCE OF THE BOROUGH OF RIVERDALE, IN THE
 COUNTY OF MORRIS, NEW JERSEY, AUTHORIZING THE
 EXECUTION AND DELIVERY OF THE 2008 AMENDMENT TO
 THE 1987 SERVICE CONTRACT BETWEEN THE 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 Falkoski set forth the motion, seconded by Councilwoman Wetzel, to close the public session.

ALL IN FAVOR

Thereupon, Councilman Guis set forth the motion, seconded by Councilman Astarita, **RESOLVED** that Ordinance No. 18-2008 as read on second reading at this meeting, be adopted and finally passed.

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

COPY OF ORDINANCE AND RESOLUTION IN FULL ON PAGE NO. 115-A

ORDINANCES (continued):

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

ORDINANCE 14-2008**ORDINANCE AMENDING CHAPTERS 136 AND 164 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF RIVERDALE AND AMENDING WATER AND SEWER RATES**

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 Councilwoman Wetzel, to close the public session.

ALL IN FAVOR

Thereupon, Councilman Astarita set forth the motion, seconded by Councilwoman Wetzel, **RESOLVED** that Ordinance No. 14-2008 as read on second reading at this meeting, be adopted and finally passed.

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

COPY OF ORDINANCE AND RESOLUTION IN FULL ON PAGE NO. 116-B**BOROUGH CLERK REPORT:**

Deputy Clerk Forbes reported that the Council has not yet made a decision on an ordinance for issuing clothing bin permits. Borough Attorney Oostdyk stated we need to decide the process we want to put in place and whether to charge a \$25.00 fee for a permit. Council discussed the issue and the Borough Attorney will draft an ordinance. Ms. Forbes reminded the Council that two payments to the NYS&W Railway had been tabled until they cleaned up their property. Mayor Budesheim stated the Railway has not responded. Council decided not to vote to approve these payments at this time. Ms. Forbes reported the Council has not yet approved the 2009 E-9-1-1 Dispatch Services Agreement. Mayor Budesheim stated the Freeholders have not yet responded to the questions he asked at their October meeting. He asked the Borough Clerk to send a letter advising that we will wait for a response before signing the contract. Ms. Forbes reported the borough needs to set up an IRS Section 125 Cafeteria Plan in order to avoid taxable wages on the State Health Benefits Plan. Health benefits become taxable when an employer allows employees to waive health benefits in return for cash unless the entity has a Cafeteria Plan. Mayor Budesheim stated there is only one employee who has waived benefits and he stated that he will handle the matter. Ms. Forbes reported the Morris County Freeholders will have their reorganization meeting on January 5th at 6:00 p.m.

OTHER BUSINESS:

- 1) Request from June Carelli, Recreation Director, to request approval from the council to utilize the available funds in the Celebration of Public Events Budget for the Holiday Gathering that will be held on December 8th in combination with the Riverdale School Tree Lighting Ceremony and the RBA.

After brief discussion, Council agreed to limit the amount to \$300.

- 2) Paul Darmofalski to address the council regarding the Change Orders for the Hamburg Turnpike Sewer Extension Project.

Borough Engineer Darmofalski distributed an itemized list of change orders for the project. He stated that the contractor bid approximately \$200,000 less than anyone else in the negotiation and explained the reasons for the change orders. There were numerous delays due to underground utilities that no one was aware of. The total amount of the change orders is \$42,177.67 which is the result of him and Councilman Guis negotiating with the developer. He recommended approval of the change orders subject to the availability of funds. Mr. Darmofalski answered questions from the Mayor and Council. Mayor Budesheim stated he is against approval of the extra payment. He said the contractor is a professional who should have expected to find unknown pipes under a 300 year old road and some of the costs were generated by his own working practices. He said any change work orders are supposed to be approved before the work is done. Councilman Guis stated the charges are legitimate and is in favor of approving payment. Mayor Budesheim stated that he should have been in the negotiations. Council discussed the matter and decided to schedule an additional meeting with the developer.

Thereupon, Councilman Astarita set forth the motion, seconded by Councilwoman Wetzel, to table approval of the change orders for the Hamburg Turnpike Sewer Extension Project, pending a meeting with Mayor Budesheim and the developer to continue negotiations.

ROLL CALL: **Ayes: Astarita, Bush, Wetzel, Carelli**
 Nays: Guis
 (4 ayes – 1 nay – motion carried)

Mr. Darmofalski reported there will be meeting with the Railroad, the County and the DOT on Wednesday to assess the Mathews Avenue and Hamburg Turnpike crossings. They will make recommendations to the DOT as to what can and should be done. He also reported we have a pre-application meeting with DEP next week regarding a riverbank stabilization project.

COMMITTEE REPORTS:

Councilman Carelli reported the statutory library appropriation has grown larger than their operating budget. He also stated we need to consider salary increases for next year. There was discussion regarding police overtime for traffic control.

Councilwoman Wetzel reported on a synthetic ice system that can be used for year-round skating. She also reported that the dedication of the Community Center was a huge success and she is very proud of the facility.

COMMITTEE REPORTS (continued):

Councilman Astarita reported he will be attending the Community Development meeting on Thursday and asked for ideas for the grant application. There was discussion regarding a pavilion or patio at the Community center.

Councilwoman Bush reported on events that the Riverdale Municipal Alliance held at the teen center in conjunction with the Recreation Department.

RESOLUTIONS:

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

- 1) **Resolution #76-2008;** Mayor Budesheim to re-confirm the appointment of Judge John Paparazzo for a three year term effective January 1, 2008 through December 31, 2010, with confirmation of governing body.
- 2) Appoint Amanda J. Gavrun as an active member of the Riverdale Volunteer Fire Department. (submitted by Pat Cleary, Secretary – Relief Association).
- 3) Approval to pay \$180 to Riverdale Post Office to renew bulk mailing permit #25.
- 4) Resolution to set a meeting date for end of year business to take place at 9:00 a.m. on Tuesday, December 30th.
- 5) Amendment to **Resolution #42-2008** – Approving an agreement with HMR Architects applying to nominate The Glenburn for historic designation and amending amount to \$5,000 fixed fee instead of \$6,000.
- 6) Approval of payment to DCM Contracting - Paterson Hamburg Turnpike Sewer Project, as recommended by Paul Darmofalski, Borough Engineer.
 - a. Payment #5 for October, 2008 - \$58,546.79
- 7) Approval for Recreation Director to utilize available funds, not to exceed \$300, in the Celebration of Public Events Budget for the Holiday Gathering to be held on December 8th in Combination with the Riverdale School Tree Lighting Ceremony and the RBA.

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

COPY OF RESOLUTIONS IN FULL ON PAGE NO. 118-C AND D**PUBLIC PARTICIPATION NO. 2:**

There being no comments, Councilman Astarita set forth the motion, seconded by Councilwoman Wetzel, to close the public session.

ALL IN FAVOR.

ADJOURNMENT:

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

ALL IN FAVOR.

Adjourned: 9:10 p.m.

Respectfully Submitted:

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