

MINUTES
Council Meeting
Tuesday, September 29, 2009

CALL THE MEETING TO ORDER

Council President Jasionowski called the meeting to order at 8:00pm in the Council Chambers of the Municipal Building located at 406 Rivervale Road, River Vale, New Jersey 07675.

SALUTE TO FLAG

Council President Jasionowski asked all in attendance to rise and join him in a Salute to the Flag.

SUNSHINE LAW STATEMENT

Council President Jasionowski read the Sunshine Statement into the record, as follows:

“In accordance with the provisions set forth in the Open Public Meetings Law, notification of this meeting has been sent to all officially appointed Township newspapers and notice is posted at the Municipal Office.”

ROLL CALL

Councilman de Stefan, Councilman Vice Bromberg, Councilwoman Sieg and Council President Jasionowski were present. Councilman Matos was absent.

Also present: Mayor Joseph Blundo, Robert Gallione, Business Administrator, Holly Schepisi, Township Attorney, Gennaro Rotella, CFO, Dominic Carrino, Township Engineer, and Karen Padva, Township Clerk.

TOWNSHIP COMMUNICATION

1. Mayor's Comments

Mayor Blundo requested the approval of the Council to replace a Planning Board member Chris Wahmann. Chris Wahmann has not attended a Planning Board meeting in approximately 9 months and the Planning Board recommends replacing him with Mayor and Council approval. In addition, there are several high profile applications coming before the Planning Board; Bergen Hills and Cedar Lane. The Mayor added that Chris has been a valuable member on the Planning Board for the past 10 years and his knowledge of the town has been invaluable. The Mayor also stated that Chris would be welcome back and he would strongly consider a reappointment.

The Mayor continued that Woodcliff Lake released the feasibility study and the council will be receiving a copy shortly. He added that this study was commissioned by people who have an agenda. The Mayor has requested that the CFO begin looking at the numbers to determine how the split would affect the Township.

Mayor Blundo also requested the Council consider a resolution for the agenda regarding advancing the potential partnership with the Bergen County Housing Authority in connection to the Cedar Lane project. The Mayor offered an explanation of roughly what the resolution would read. The resolution would request that River Vale share the engineering fees with Bergen County for the design of the Cedar Lane COAH project in an amount not to exceed \$15,000. The Mayor added that there is no obligation by the Town but rather a show of good faith.

2. Council Comments

Councilman de Stefan remarked that Chris Wahmann has spent many years protecting the environment in River Vale. Councilman de Stefan questioned whether Bergen Hills will fulfill their end of the agreement.

Ms. Schepisi answered that she has received signed documents from the banks and Chemitek that will honor all the terms of the contract.

Council President Jasionowski stressed that the conservation easement should come first before plans move forward with the Planning Board; and that he wants the property protected.

Councilman de Stefan added that the easement is the single most important item.

Mayor Blundo requested that Dennis Deutsch and Holly could plan to join the Council in a closed session to discuss what the plans would be to protect the town.

Councilman de Stefan also questioned the process to break up the Regional School system.

Mayor Blundo explained that the odds are in our favor; but it is a catastrophic risk to the town. The increase would be \$350 per household and \$1,200 in Hillsdale. He continued that if River Vale teams up with Hillsdale the increase would be \$500. In that situation we would pay more and receive less and stresses that we need to fight this.

Councilwoman Sieg reported that the Octoberfest was a wonderful event. She is also very proud of the resolution on the agenda awarding of the EMS Park. Councilwoman Sieg thanked the many generous donations and individuals who supported this beautiful improvement for the Town.

Councilman Bromberg stated his support of the JIF Renewal resolution because it is cooperative effort that helps save money. He also thanked Chris Wahmann for the time he served the Town on the Planning Board. Councilman Bromberg commented on the recent EMS response to a sick friend. He expressed sincere thanks for their quick response and the genuine kindness they demonstrated.

Council President Jasionowski thanked Councilwoman Sieg for all of her hard work with regard to the EMS park project. He also thanked the River Vale Fire Department on their response to a recent house fire in Old Tappan. Council President Jasionowski added that the Mayor was present as well to offer his support.

Councilman Bromberg also offered his thanks to Councilwoman Sieg for her work regarding the EMS Park.

Business Administrator’s Report

Mr. Gallione reported on several donations for the EMS Park; he also announced the upcoming flu vaccine clinic and that other towns will be offering the vaccine as well.

Mayor Blundo stated that he has had numerous compliments with regard to Challet, the Health Department Sanitarian. He thanked her for doing a terrific job.

Mr. Gallione continued that Fire Prevention week is October 7th and the flier will be distributed to the local schools. He concluded by announcing that the B.C.U.A.’s last day to accept hazardous waste is October 4th at Bergen Community College.

Township Engineer’s Report

Mr. Carrino announced that Holdrum Field Renovation is complete and close out documents should be received shortly. Oradell Construction completed the resurfacing of the DPW garage floor and close out documents should be received on that project as well. The Engineer concluded his report that the access agreement with the owner of 511 Bernita Drive is going well.

HEARING OF THE PUBLIC

Motion by Councilman Bromberg; seconded by Councilwoman Sieg to open the meeting to the public.

Council President Jasionowski read the following statement into the record.

“Each person wishing to address the Council shall step up to the microphone, shall give his or her name in an audible tone for the record. All member of the public are expected to conduct themselves in a proper manner. Any derogatory, abusive or threatening statements will not be permitted. The Chair will immediately rule such conduct out of order and terminate any further comments.”

Joe Massin – 68 Holiday Court – Mr. Massin questioned whether the town would offer the H1N1 flu shot. Mr. Gallione answered that it is not scheduled yet and that the Board of Health is waiting to hear from the County. Mr. Massin also questioned the status of the property maintenance code.

Council President Jasionowski answered that it could possibly be on the next meeting agenda.

There being no further questions or comments from the public; motion by Councilman Bromberg; seconded by Councilwoman Sieg to close the meeting to the public.

RESOLUTIONS

Council President Jasionowski pulled Resolution #2009-223 from the agenda.

Motion by Councilman Bromberg; seconded by Councilman de Stefan to approve Resolution #2009-212, as follows:

Resolution #2009-212

RESOLUTION APPROVING THE MINUTES OF THE JULY 27, 2009 COUNCIL MEETING

BE IT RESOLVED, by the Township Council of the Township of River Vale that the minutes of the July 27, 2009 Council meeting are hereby approved.

ROLL CALL VOTE

Councilman de Stefan, Councilman Bromberg, Councilwoman Sieg and Council President Jasionowski voted yes. Councilman Matos was absent.

Motion by Councilman Bromberg; seconded by Councilwoman Sieg to approve Resolution #2009-213, as follows:

Resolution #2009-213

RESOLUTION APPROVING THE MINUTES OF THE AUGUST 10, 2009 COUNCIL MEETING

BE IT RESOLVED, by the Township Council of the Township of River Vale that the minutes of the August 10, 2009 Council meeting are hereby approved.

ROLL CALL VOTE

Councilman de Stefan, Councilman Bromberg, and Councilwoman Sieg voted yes. Council President Jasionowski abstained and Councilman Matos was absent.

Motion by Councilman de Stefan; seconded by Councilwoman Sieg to approve Resolution #2009-214, as follows:

Resolution #2009-214

RESOLUTION APPROVING THE MINUTES OF THE AUGUST 24, 2009 COUNCIL MEETING

BE IT RESOLVED, by the Township Council of the Township of River Vale

that the minutes of the August 24, 2009 Council meeting are hereby approved.

ROLL CALL VOTE

Councilman de Stefan, Councilwoman Sieg and Council President Jasionowski voted yes. Councilman Bromberg abstained and Councilman Matos was absent.

****RESOLUTION #2009-215 PULLED AS PER COUNCIL PRESIDENT JASIONOWSKI NEXT MEETING****

Resolution #2009-215

RESOLUTION APPROVING THE MINUTES OF THE SEPTEMBER 14, 2009 COUNCIL MEETING

BE IT RESOLVED, by the Township Council of the Township of River Vale that the minutes of the September 14, 2009 Council meeting are hereby approved.

Motion to by Councilman de Stefan; Seconded by Councilwoman Sieg to approve Resolutions 2009-216 through #2009-233 with the exception of Resolution #2009-230 on Consent Agenda as follows:

Resolution #2009-216

RESOLUTION APPROVING THE MINUTES OF THE SEPTEMBER 17, 2009 SPECIAL COUNCIL MEETING

BE IT RESOLVED, by the Township Council of the Township of River Vale that the minutes of the September 17, 2009 Special Council meeting are hereby approved.

Resolution #2009-217

RESOLUTION FOR RENEWAL MEMBERSHIP IN THE BERGEN COUNTY MUNICIPAL JOINT INSURANCE FUND

WHEREAS, the Township of River Vale is a member of the Bergen County Municipal Joint Insurance Fund; and

WHEREAS, said renewed membership terminates as of December 31, 2009 unless earlier renewed by agreement between the Municipality and the Fund; and

WHEREAS, the Municipality desires to renew said membership;

WHEREAS, the Mayor and Council of the Township of River Vale has resolved to renew said membership;

NOW THEREFORE, be it resolved as follows:

1. The Township Council of the Township of River Vale agrees to renew its membership in the Bergen County Municipal Joint Insurance Fund and to be subject to the Bylaws, Rules and Regulations, coverage, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.
2. The Mayor and Clerk shall be hereby and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the Bergen County Municipal Joint Insurance Fund evidencing the Municipality's intention to renew its membership.

Resolution #2009-218

RESOLUTION APPROVING CHANGE ORDER #1 FOR THE FRANK GIORDANO MEMORIAL PLAYGROUND IMPROVEMENTS PROJECT

WHEREAS, there was one change was necessary during the construction the Frank Giordano Memorial Playground Improvements project in the Township of River Vale; and

WHEREAS, this change has been approved by the Township Engineer and detailed in a letter from the Engineer dated September 11, 2009, which letter can be found on file in the Clerk's office;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of River Vale that change Order #1 for the above mentioned project be approved as follows:

Original Contract Sum was	\$ 44,620.00
Contract Sum Decrease Change	
Order #1	<u>\$ - 55.00</u>
New Contract Sum	\$ 44,565.00

Resolution #2009-219

RESOLUTION

REFUND OF TAX OVERPAYMENTS

WHEREAS, a tax overpayments have been received for the 3rd (third) quarter of 2009, and the property owners have requested a refund of said tax overpayment;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of River Vale, that the Chief Financial Officer is hereby authorized to issue municipal checks as follows:

1. Block 1604, Lot 12 & 22
526 Westwood Ave
\$1,765.59

Bennett Wickre & Rebecca Beyler
526 Westwood Ave
River Vale, NJ 07675

2. Block 801, Lot 22
655 Russel Snow Dr
\$157.70

Elmar & Maria Leibfried
655 Russel Snow Dr
River Vale, NJ 07675

Resolution #2009-220

RESOLUTION APPROVING RAFFLE LICENSE FOR OUR LADY OF MERCY ACADEMY HOME SCHOOL ASSOCIATION – OFF PREMISES 50/50 RAFFLE

BE IT HEREBY RESOLVED, that the following license to conduct an Off Premises 50/50 Raffle be issued to:

NAME: Our Lady of Mercy Academy Home School Association
25 Freemont Avenue
Park Ridge, New Jersey 07656

LOCATION OF RAFFLE: Florentine Gardens
97 Rivervale Road
River Vale, NJ 07675

DATE OF RAFFLE: November 12, 2009 6:00 – 11:00pm

I.D. #: 374-5-13947
RAFFLE LICENSE: RL 315

BE IT FURTHER RESOLVED that said license shall be issued subject to all rules and regulations of the Legalized Games of Chance Control Commission of the State of New Jersey.

Resolution #2009-221

RESOLUTION APPROVING RAFFLE LICENSE FOR OUR LADY OF MECY ACADEMY HOME SCHOOL ASSOCIATION – ON PREMISES MERCHANDISE RAFFLE

BE IT HEREBY RESOLVED, that the following license to conduct an On Premises Merchandise Raffle be issued to:

NAME: Our Lady of Mercy Academy Home School Association
25 Freemont Avenue
Park Ridge, New Jersey 07656

LOCATION OF RAFFLE: Florentine Gardens
97 Rivervale Road
River Vale, NJ 07675

DATE OF RAFFLE: November 12, 2009 6:00 – 11:00pm

I.D. #: 374-5-13947

RAFFLE LICENSE: RL 316

BE IT FURTHER RESOLVED that said license shall be issued subject to all rules and regulations of the Legalized Games of Chance Control Commission of the State of New Jersey.

Resolution #2009-222

RESOLUTION TO REJECT AND RE-ADVERTISE BIDS FOR THE LIGHTING & POWER UPGRADES FOR THE RIVER VALE FREE PUBLIC LIBRARY

WHEREAS, the Township received ten (10) bids for the Lighting & Power Upgrades for the River Vale Free Public Library project on September 17, 2009; and

WHEREAS, it has been determined that there was a discrepancy in the bid specifications for this project;

NOW THEREFORE BE IT RESOLVED, that the bids for the Lighting & Power Upgrades for the River Vale Free Public Library project are hereby rejected.

BE IT FURTHER RESOLVED, that the Township Clerk is hereby authorized to re-advertise for the receipt of bids for the above mentioned project.

Resolution #2009-224

RESOLUTION

**TAX APPEAL JUDGEMENT
REFUND OF TAX OVERPAYMENT**

WHEREAS, 228 Rivervale Road Associates, LLC, was rendered a Tax Court Judgment decision for a reduced assessment for the years 2006-2008;

WHEREAS, 228 Rivervale Road Associates, LLC is requesting a tax refund for overpayment for the years 2006-2008; and

WHEREAS, the proposed settlement offer would be a refund of \$16,038.00 which would be paid in two (2) installments as follows: \$8,019.00 paid in 2009 and the remaining fifty (50%) or \$8,019.00 paid by March 1, 2010,

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of River Vale, that the Chief Financial Officer is hereby authorized to issue a municipal check as designated above payable to:

228 Rivervale Road Associates, LLC
Block 1801, Lot 9.01

Resolution #2009-225

RESOLUTION APPROVING CHANGE ORDER #1 FOR THE FLOOR COVERING & INSTALLATION AT THE RIVER VALE FREE PUBLIC LIBRARY

WHEREAS, there was one change was necessary during the installation of the new Floor Covering at the River Vale Free Public Library in the Township of River Vale; and

WHEREAS, this change has been approved by the Library Director and detailed in a letter from the contractor dated September 17, 2009, which letter can be found on file in the Clerk's office;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of River Vale that change Order #1 for the above mentioned project be approved as follows:

Original Contract Sum was	\$ 51,100.00
Contract Sum Increase Change	
Order #1	\$ + 800.00
New Contract Sum	\$ 51,900.00

Resolution #2009-226

RESOLUTION AWARDING THE BID FOR THE EMERGENCY SERVICES PARK IMPROVEMENTS PROJECT

WHEREAS, the Township received numerous bids for the Emergency Services Park Improvement project; and

WHEREAS, one bid was received the from the ConQuest Industries, LLC, 32 Woodland Avenue, Westwood, NJ 07675 and said bid has been reviewed and approved and is hereby accepted as the lowest responsible bidder at the price of

Base Bid \$ 114,850.00

WHEREAS, the Chief Financial Officer has certified that funds are available in an amount not to exceed \$114,850.00 in the Open Space fund;

NOW THEREFORE BE IT RESOLVED THAT the bid of ConQuest Industries, LLC is accepted as the lowest responsible bidder. The Mayor and Township Clerk are here by authorized and requested to execute a Contract on behalf of the Township of River Vale for the Emergency Services Park Improvements project as described in the Bid Specifications.

Resolution #2009-227

RESOLUTION APPROVING A MUNICIPAL ALLIANCE GRANT FOR THE GOVERNOR’S COUNCIL ON ALCOHOLISM AND DRUG ABUSE PROGRAM THROUGH THE COUNTY OF BERGEN

WHEREAS, the Mayor and Township Council of the Township of River Vale, County of Bergen, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and,

WHEREAS, the Mayor and Township Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Township of River Vale has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Bergen;

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of River Vale, County of Bergen, State of New Jersey authorizes submission of an application for a Municipal Alliance Grant for calendar year 2010 in the amount of \$ 10,356.00.

BE IT FURTHER RESOLVED that the Township Council of the Township of River Vale acknowledges the terms and conditions for administering the Municipal Alliance Grant, including the administrative compliance and audit requirements.

Resolution #2009-228

RESOLUTION
(Release of Escrow)

WHEREAS, LC Developers had posted Builders Escrow as requested by the Planning Board; and

WHEREAS, the Planning Board Engineer has deemed all required site improvements have been completed satisfactorily for said project(s) on 140 Brookside Avenue (Block 2103, Lot 11) and 49 Bock Drive (Block 2103, Lot 11.01); and

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of River Vale that the remainder of the Escrow Deposit be released;

BE IT FURTHER RESOLVED, by the Township Council of the Township of River Vale that the Chief Financial Officer be directed to release the escrow deposit and issue a check in the amount of \$1,255.75 00 to payable to Lou Chiellini, 22 Ruth Place, Park Ridge, New Jersey 07656.

Resolution #2009-229

**RESOLUTION AUTHORIZING THE MAYOR TO SIGN
FLU/PNEUMOCOCCAL PROFESSIONAL SERVICES AGREEMENT WITH
COUNTY OF BERGEN**

BE IT RESOLVED, by the Township Council of the Township of River Vale that the Mayor is hereby authorized to sign the above mentioned agreement that will provide the flu and pneumococcal vaccination clinics for our residents for the term of 2009-2010.

Resolution #2009-231

RESOLUTION APPROVING RAFFLE LICENSE FOR HOLY FAMILY SCHOOL ASSOCIATION – ON PREMISES 50/50 RAFFLE

BE IT HEREBY RESOLVED, that the following license to conduct an On Premises 50/50 Raffle be issued to:

NAME: Holy Family Inter-parochial School
200 Summit Street
Norwood, New Jersey 07648

LOCATION OF RAFFLE: Florentine Gardens
97 Rivervale Road
River Vale, NJ 07675

DATE OF RAFFLE: October 22, 2009 6:00 – 11:00pm

I.D. #: 35-5-37018

RAFFLE LICENSE: RL 317

BE IT FURTHER RESOLVED that said license shall be issued subject to all rules and regulations of the Legalized Games of Chance Control Commission of the State of New Jersey.

Resolution #2009-232

RESOLUTION APPROVING RAFFLE LICENSE FOR HOLY FAMILY SCHOOL ASSOCIATION – ON PREMISES MERCHANDISE RAFFLE

BE IT HEREBY RESOLVED, that the following license to conduct an On Premises Merchandise Raffle be issued to:

NAME: Holy Family Inter-parochial School
200 Summit Street
Norwood, New Jersey 07648

LOCATION OF RAFFLE: Florentine Gardens
97 Rivervale Road
River Vale, NJ 07675

DATE OF RAFFLE: October 22, 2009 6:00 – 11:00pm

I.D. #: 35-5-370818

RAFFLE LICENSE: RL 318

BE IT FURTHER RESOLVED that said license shall be issued subject to all rules and regulations of the Legalized Games of Chance Control Commission of the State of New Jersey.

Resolution #2009-233

RESOLUTION SUPPORTING SHARED SERVICES AGREEMENT WITH THE BERGEN COUNTY HOUSING AUTHORITY FOR THE CEDAR LANE CONCEPT PLANS

WHEREAS, the Township of River Vale wishes to enter into an agreement with the Bergen County Housing Authority to share architectural and engineering costs for the purpose of preparing the Cedar Lane concept plans as part of the Township’s COAH obligation; and

WHEREAS, the Township of River Vale agrees to pay half or 50% of the cost of the aforesaid project in an amount not-to-exceed \$15,000; and

WHEREAS, the Township of River Vale is under no obligation with this financial arrangement to move forward with this project;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of River Vale that the shared costs for both architectural and engineering services with the Bergen County Housing Authority for the preparation of the Cedar Lane Concept plans is hereby confirmed.

ROLL CALL VOTE

Councilman de Stefan, Councilman Bromberg, Councilwoman Sieg and Council President Jasionowski voted yes. Councilman Matos was absent.

Motion by Councilman Bromberg; seconded by Councilwoman Sieg to approve Resolution #2009-230 as follows:

Resolution #2009-230

RESOLUTION FOR PAYMENT OF BILLS

BE IT RESOLVED by the Township Council of the Township of River Vale, County of Bergen, State of New Jersey, that the Business Administrator be, and hereby is authorized to pay the following claims:

RESERVE CURRENT ACCOUNT claims in the amount of:	\$ 1,001.44
CURRENT ACCOUNT claims in the amount of:	\$ 232,237.27
DOG TRUST ACCOUNT claims in the amount of:	\$ 151.80
APPROPRIATION RESERVE ACCOUNT claims in the amount of:	\$ 6,699.88
CAPITAL ACCOUNT claims in the amount of:	\$ 213,197.31
PLANNING BOARD TRUST ACCOUNT claims in the amount of:	\$ 1,513.54
RECREATION TRUST ACCOUNT claims in the amount of:	\$ 8,238.87
ZONING BOARD TRUST ACCOUNT claims in the amount of:	\$ 896.75
PRIVATE DUTY ESCROW ACCOUNT claims in the amount of:	\$ 17,134.78
TRUST ACCOUNT claims in the amount of:	\$ 26,059.58
OPEN SPACE TRUST ACCOUNT claims in the amount of:	\$ 35,051.42
BOND ESCROW TRUST ACCOUNT claims in the amount of:	\$ 0.00
SPECIAL TRUST ACCOUNT claims in the amount of:	\$ 1,883.10
HOUSING TRUST ACCOUNT claims in the amount of:	\$ 2,496.50

TOTAL CLAIMS TO BE PAID **\$ 546,562.24**

BE IT FURTHER RESOLVED by the Township Council of the Township of River Vale that the following claims have been paid by the Business Administrator prior to the Bill List Resolution in the following amounts:

APPROPRIATED RESERVE ACCOUNT claims in the amount of:	\$ 2,835.00
CURRENT claims in the amount of:	\$ 3,231,337.06
PRIVATE DUTY ESCROW ACCOUNT claims in the amount of:	\$ 19,958.25
UNEMPLOYMENT TRUST ACCOUNT claims in the amount of:	\$ 639.42
STATUTORY ACCOUNT claims in the amount of:	\$ 423,967.19
RECREATION TRUST ACCOUNT claims in the amount of:	\$ 44,263.75
OPEN SPACE TRUST ACCOUNT claims in the amount of:	\$ 72,131.00
TOTAL CLAIMS PAID	<u>\$ 3,795,131.67</u>

TOTAL BILL LIST RESOLUTION **\$ 4,341,693.91**

**MANUAL DISBURSEMENTS
BILL LIST FOR SEPTEMBER 29, 2009**

08/30/2009 – Transfer Payroll	\$ 211,193.52
09/15/2009 – Transfer Payroll	\$ 212,773.67

TOTAL STATUTORY ACCOUNT DISTRIBUTIONS **\$ 423,967.19**

ROLL CALL VOTE

Councilman de Stefan, Councilman Bromberg, Councilwoman Sieg and Council President Jasionowski voted yes. Councilman Matos was absent.

ORDINANCES 1st Reading

There were no Ordinances for 1st reading this evening.

ORDINANCES 2ND Reading

Ordinance #220-2009

Motion by Councilman Bromberg; seconded by Councilwoman Sieg to open the public hearing on Ordinance #220-2009.

There being no questions or comments from the public motion by Councilman Bromberg; seconded by Councilman de Stefan to close the public hearing on Ordinance #220-2009.

Motion to Adopt: Councilman de Stefan

Second: Councilman Bromberg

AN ORDINANCE TO AMEND CHAPTER 81 VEHICLES AND TRAFFIC ARTICLE VI SECTION 81-17 ENTITLED “NO PARKING CERTAIN HOURS”

BE IT ORDAINED by the Township Council of the Township of River Vale, County of Bergen, and State of New Jersey that Chapter 81 “Vehicles and Traffic,” Article VI, Section 81-17 of the Code of the Township of River Vale is hereby amended as follows:

§ 81-17. Schedule I: No Parking Certain Hours.

<u>Name of Street</u>	<u>Side</u>	<u>Hours</u>	<u>Location</u>
Park Place	North	8:00am to 10:00 am and 2:00 pm to 4:00 pm	Entire Length

ROLL CALL VOTE

Councilman de Stefan, Councilman Bromberg, Councilwoman Sieg and Council President Jasionowski voted yes. Councilman Matos was absent.

Ordinance #221-2009

Motion by Councilman Bromberg; seconded by Councilman de Stefan to open the public hearing on Ordinance #221-2009.

There being no questions or comments from the public motion by Councilman Bromberg; seconded by Councilman de Stefan to close the public hearing on Ordinance #221-2009.

Motion to Adopt: Councilman Bromberg

Second: Councilman de Stefan

AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF RIVER VALE TO PROVIDE FOR DETERMINING POSITIONS ELIGIBLE FOR THE DEFINED CONTRIBUTION RETIREMENT PROGRAM

WHEREAS, the State Legislature recently adopted Chapter 92 of the Laws of 2007 (N.J.S. 43:15C-1 et seq.) to create the Defined Contribution Retirement Program to provide retirement benefits to various county and municipal officials; and

WHEREAS, N.J.S. 43:15C-2 requires the governing body of each county, municipality, and other local entities to adopt, as appropriate, either a resolution or

ordinance to determine the positions that are substantially similar in nature to the advice and consent of the Senate for appointments by the Governor of the State, pursuant to guidelines or policy that shall be established by the Local Finance Board in the Department of Community Affairs, and for which officials appointed to such positions shall be eligible for and shall participate in the Defined Contribution Retirement Program, subject to the provisions of law; and

WHEREAS, the Governing Body of the Township of River Vale, County of Bergen, State of New Jersey, has considered the guidelines issued by the Local Finance Board; **NOW, THEREFORE, BE IT ORDAINED** by the Township of River Vale that:

1. Pursuant to N.J.S. 43:15C-2, the following positions are deemed to be eligible for and shall participate in the Defined Contribution Retirement Program:

- a. Municipal Prosecutor;
- b. Municipal Court Judge

2. Individuals serving in the following positions are exempt from Defined Contribution Retirement Program membership, pursuant to N.J.S. 43:15C-2:

- a. Certified Health Officer;
- b. Tax Collector
- c. Chief Financial Officer;
- d. Construction Code Official;
- e. Building Sub-code Official;
- f. Plumbing Sub-code Official;
- g. Fire Sub-code Official;
- h. Zoning/Property Maintenance Official;
- I. Electrical Sub-code Official;
- j. Fire Prevention Official;
- k. Qualified Purchasing Agent;
- l. Tax Assessor;
- m. Municipal Planner;
- n. Registered Municipal Clerk;
- o. Principal Public Works Manager
- p. Superintendent of Water and Sewer Department;
- q. Licensed Uniform Subcode Inspector.

3. This Ordinance shall be implemented, construed and subject to the aforesaid Chapter 92 of the Laws of 2007 (N.J.S.43:15C-1 et seq.) as amended from time to time, and any regulations or guidance documents from the Local Finance Board or the Division of Pensions and Benefits.

4. Should any part or parts of this Ordinance be held to be invalid by any competent court of law, such invalidity shall only affect the part or parts held to be invalid, and all other parts shall remain in effect.

5. A copy of this Ordinance shall be filed with the Director of the Division of Pensions & Benefits of the New Jersey Department of the Treasury.

6. This Ordinance shall take effect twenty days (20) upon passage as required by law.

ROLL CALL VOTE

Councilman de Stefan, Councilman Bromberg, Councilwoman Sieg and Council President Jasionowski voted yes. Councilman Matos was absent.

Ordinance #222-2009

Motion by Councilman Bromberg; seconded by Councilwoman Sieg to open the public hearing on Ordinance #222-2009.

There being no questions or comments from the public motion by Councilman Bromberg; seconded by Councilman de Stefan to close the public hearing on Ordinance #222-2009.

Motion to Adopt: Councilman de Stefan

Second: Councilman Bromberg

AN ORDINANCE AMENDING A SECTION OF ORDINANCE #209-2009 ADJUSTING AND DETERMINING MUNICIPAL CLASS POSITION TITLES AND SALARY RANGES FOR OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF RIVER VALE

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF RIVER VALE, COUNTY OF BERGEN AND STATE OF NEW JERSEY, as follows, until a subsequent salary ordinance is adopted:

Police Captain \$120,000 - \$137,000

ROLL CALL VOTE

Councilman de Stefan, Councilman Bromberg, Councilwoman Sieg and Council President Jasionowski voted yes. Councilman Matos was absent.

HEARING OF THE PUBLIC

Motion by Councilman Bromberg; seconded by Councilwoman Sieg to open the meeting to the public.

Bob Fortsch – 511 Bernita Drive – Commented how much he enjoyed the Police Department Golf Outing.

There being no further questions or comments from the public; motion by Councilman de Stefan; seconded by Councilman Bromberg to close the meeting to the public.

Mayor Blundo requested that the Council add the following resolution to adopt the Planning Board recommendation to replace Chris Wahmann.

Motion by Councilman de Stefan; seconded by Councilman Bromberg to approve Resolution #2009-234 as follows:

Resolution #2009-234

**RESOLUTION ADOPTING THE PLANNING BOARD RECOMMENDATION
TO REPLACE PLANNING BOARD MEMBER CHRISTOPHER WAHMANN**

BE IT RESOLVED, by the Township Council of the Township of River Vale hereby adopts the recommendation of the Planning Board that the Mayor replace Planning Board member Chris Wahmann.

ROLL CALL VOTE

Councilman de Stefan, Councilman Bromberg, Councilwoman Sieg and Council President Jasionowski voted yes. Councilman Matos was absent.

ADJOURNMENT

Motion by Councilman Bromberg; seconded by Councilman de Stefan to adjourn the meeting at 8:50pm.

Council President
Glen Jasionowski

ATTEST:
Karen Padva
Township Clerk