

**MINUTES**  
**Council Meeting**  
**Monday, March 28, 2011**  
**8:00pm**

**CALL THE MEETING TO ORDER**

Council President Jasionowski called the meeting to order at 8:00pm in the Council Chambers 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, Councilwoman Sieg and Council President Jasionowski were present. Councilman Bromberg and Councilman Matos were absent.

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

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**TOWNSHIP COMMUNICATION**

**MAYOR’S COMMENTS**

Mayor Blundo announced that this evening was the last meeting for Township Administrator Bob Gallione. The Mayor recounted when Bob came to River Vale five (5) years ago and took over creating a customer friendly place. He helped reinstate the way we treat the public. The Mayor also stated that this was a very difficult decision. Mayor Blundo wished Bob the best and hopes that this is not last we see of him.

Mr. Gallione stated that he really enjoyed seeing all the River Vale children reciting the Pledge of Allegiance at this evenings meeting. He continued that River Vale is a better place; and he was glad to support the town.

Mayor Blundo announced that resident Bert Ammerman’s daughters won a National Championship playing ice hockey. He added that if you work hard good things can happen.

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Council President Jasionowski asked the Clerk to read Councilman's statement into the record:

Congratulations to the 2011 Ravens travel teams on an extraordinary successful season. Ravens have always used basketball as a way to teach life lessons to children as well as adults. 2011 was a shining example of that.

In the 11 years that we have been around almost every year 1 team wins a county championship. In 2011 three teams achieved that goal.

Many of which are monumental, for starters in the history of Bergen County there has never been a 2nd grade boys travel league. This year was the first and its first undefeated champion are the Ravens.

Never have we had an undefeated girls county championship team. This year we do, the 7th grade girls team 18-0.

We have never had a county championship 5th grade girls team. This year we do. We also had a 5th grade b team that was no b team because they made the play offs out of 10 teams they were one of four which goes to show this is no such thing as b kids.

This year was the first year the county had a 3rd grade girls league. Ravens went to the championship game and lost by 2 in double overtime. Another monumental event.

Our 6th grade team which last year in 5th grade was 0-18. They came back and worked real hard and won 9 games and were 1 point away from a playoff spot.

Our 8th grade team that leaves us this year, while not winning a championship this year leave the program with three county championships under their belt.

We did this and never turned away a child, most impressive.

Now back to what I first said about life lessons, no matter what the accomplishments or success we have learned to be a part of something greater than our own self interest. We have taught each other to hope for courage in the big game and strive for honor afterwards for there lies the character and integrity we all search for ourselves and our children.

Players, enjoy every moment with your friends and teams because before you know it will pass you by. Coaches and parents cherish the time you see your children develop into young people support them through all their games and practices for this is a special blessing.

Congratulations  
Ravens!

## **CERTIFICATES OF RECOGNITION**

The Mayor asked the coaches of the 2<sup>nd</sup> Grade Boys Travel team to come forward to distribute Certificates of Recognition to their team:

### **“2010 River Vale Holiday Tournament Champions”**

Coaches: Jeff Shiffman, Maurizio Bruzzi

Joseph Bruzzi, Daniel Haag, Willy Higgins, Sean Lyons, Austin Koolery, Gavin Martinez, Jared Shiffman, Aiden Ward, Jake Wolf, Matthew Zirlin

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Mayor announced that the 7<sup>th</sup> grade girls’ team has established a great legacy. He asked their coach Rich Campanelli to come forward.

Rich Campanelli thanked the Mayor and Council for inviting the team to the meeting. He also thanked the parents and his assistant coaches Rich Dehn and Tim Jones. Rich made special mention and thanks to their team Mom Kathy Blazina.

### **“Northwest Bergen/Passaic 7<sup>th</sup> Grade Girls Basketball 2011 League Champions”**

Ana Beyer, Natalie Blazina, Chrissy Campanelli, Gina Criscuolo, Nicole Dehn, Christine Franklin, Katie Gallagher, Melissa Jones, Alex Pleasic, Sydney Pleasic

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## **PRESENTATION**

### **RV Road Runners (Gabrielle Freedman, Jessica Montgomery)**

Council President Jasionowski invited the RV Road Runners up for their presentation; Mike Freedman was also in attendance. Gabrielle Freedman introduced herself to the Mayor and Council. She is a Junior at Pascack Valley High School and she is also a member of the Track team. Gabrielle explained that she wished someone has encouraged her to start running sooner. She said they would like to hold their program on Sundays between 9:00am and 11:00am and start of soon as possible before it gets too hot. Gabrielle also requested that if they can’t use the track at the High School then perhaps they could use Mark Lane. Jessica Montgomery added that the cost would be \$25.00 per child which would include a t-shirt and cover insurance costs.

Mayor Blundo stated that he thinks it’s a great idea and supports it as long as the insurance is in place. Gabrielle explained that they would break the kids into groups depending upon their skill level. Council President Jasionowski asked the target age group. Gabrielle would like to target middle school children. Councilman de Stefan agreed that it is a great idea. Mayor Blundo suggested that they contact Paul Criscuolo to help with the scheduling and insurance. The Mayor added that this is an inclusive program and a home run on every level. Councilwoman Sieg complimented the girls on their presentations and stated that they were quite inspirational.

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**Business Administrator’s Report**

Mr. Gallione announced that the Fire Department is hosting a Beefsteak Dinner to help raise funds for new ladies auxiliary uniforms and equipment. He also announced that both Taylor Made and Calloway will be hosting demonstrations at the Golf Course. The Easter Egg Hunt and Brunch is scheduled for Saturday, April 23<sup>rd</sup>. Mr. Gallione also announced registration is now available on-line for Camp Have Some Fun, Safety Town and the Kindergarten Camp.

Mr. Gallione concluded that the Township recently received \$1,800.00 at a JIF Recognition Breakfast and these funds will be used to host an employee acknowledgment luncheon being held at the golf course.

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**Township Engineer’s Report**

Mayor Blundo reported on a recent meeting he had with the Board of Education regarding the turf field. He reported that they want to turn around the bid spec as quickly as possible and get feedback from all the various sports heads. The Mayor explained that the idea is to get the bid out and approve the bond by May 30<sup>th</sup>. If the low-bidder can start by July 1<sup>st</sup> then the target completion date would be September 1<sup>st</sup>. He added that if they come across problems during the project; football as agreed to play all their games away. Mayor Blundo requested that the turf needs to be large enough for football, lacrosse and soccer. Council President Jasionowski wants to be certain that we will be using premium materials. The Mayor added that the plans are a more conservative approach than previous plans.

Mayor has spoken to the Superintendent of Schools and they approve the conceptual plans; and that we do need State Department of Education approval. The Mayor and Council reviewed the proposed plans and discussed the time line for funding and bid spec receipt.

Holly Schepisi asked the Council if they were interested in moving forward with the Kirk Property Ordinance and if so we would need to introduce by the next meeting. The Council President requested that he would like to wait until all the members are present. The Mayor added that he would like to see all the information ready to go home in the Council packages this Friday. There was further discussion regarding the transfer of property and the Township Attorney explained that she will research the matter. Mr. Statile distributed plans and the proposed ordinance for the Kirk Property for the Council to review.

The Engineer continued with his report with updates on the bathroom renovations at the golf course and the Roberge Field improvement project. The backstop in installed and the contractor will do the clay and sod next.

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**HEARING OF THE PUBLIC**

Motion by Councilman de Stefan; 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.”*

Regina Susek – 549 Roosevelt Avenue – Ms. Susek commented on the use of wood burning stoves and suggested the possibility of passing an ordinance banning their use or placing restrictions. Ms. Susek believes the smoke and carcinogens are a danger to the public. Council President Jasionowski explained that they are legal.

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

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**DISCUSSION**

The Council discussed a recent request from an organization to solicit funds at the four corner intersection. The Police Chief has also deemed this practice unsafe. Council President Jasionowski explained that however good the cause the Township will continue the practice of not allowing roadway solicitors.

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**RESOLUTIONS**

Council President Jasionowski removed Resolution #2011-110 from the agenda till the following meeting.

Motion by Councilman de Stefan; seconded by Councilwoman Sieg to approve Resolutions #2011-111 through Resolution #2011-117 on Consent Agenda, as follows:

**Resolution #2011-111**

**RESOLUTION CONFIRMING APPOINTMENT OF JUNIOR FIREFIGHTER**

**BE IT RESOLVED**, by the Township Council of the Township of River Vale that the appointment of Thomas M. Shine Jr. as a Junior Firefighter is hereby confirmed.

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**Resolution #2011-112**

**REFUND**

(Golf Course Membership)

**WHEREAS**, an individual has requested a refund for a 2011 golf course membership;  
and

**WHEREAS** the Treasurer has certified the availability of funds in the Golf Course Utility Operating Fund.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of River Vale that said refund is approved and the Treasurer is hereby authorized to issue a check as designated above payable to:

Hae Sook Yi  
200 Old Palisade Road #154  
Fort Lee, New Jersey 07024

**\$ 2,170.00**

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**Resolution #2011-113**

**RESOLUTION**  
**REFUND OF TAX OVERPAYMENTS**

**WHEREAS**, due to the Homestead Benefit, tax overpayments have been received for the 2nd quarter of 2011, and the property owners have requested a refund of said tax overpayments;

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

1. Block 503, Lot 17  
542 Dorchester Dr  
\$250.00

Nancy M Niemiec  
542 Dorchester Dr  
River Vale, NJ 07675

2. Block 602, Lot 10  
639 James Ln  
\$333.50

Randi S Dymond  
639 James Ln  
River Vale, NJ 07675

3. Block 901, Lot 2  
628 La Manna Dr  
\$472.68

Marina Grodman  
628 LaManna Dr  
River Vale, NJ 07675

4. Block 1001.01, Lot 9 CT054  
54 Pine Lake Terrace  
\$452.55

Blanche Hartophilis  
54 Pine Lake Ter  
River Vale, NJ 07675

5. Block 1301.01, Lot 2 C524A  
521 Piermont Ave, Apt 524  
\$204.22

Frederick M McBrien  
521 Piermont Ave. Apt 524  
River Vale, NJ 07675

6. Block 1505, Lot 7  
606 Wilma St  
\$205.55

William & Antionette Lessner  
606 Wilma St  
River Vale, NJ 07675

7. Block 1712, Lot 5  
233 Highland Ave  
\$374.04

John T & Hideko Bartold  
233 Highland Ave  
River Vale, NJ 07675

8. Block 1905, Lot 3  
818 Marshall Rd  
\$321.09

Sang Geun & Myung Hee Cho  
818 Marshall Rd  
River Vale, NJ 07675

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**Resolution #2011-114**

**RESOLUTION APPROVING THE RAFFLE LICENSE FOR THE PTO CHERRY HILL SCHOOL– (50/50 ON PREMISES)**

**BE IT HEREBY RESOLVED**, that the following license to conduct a 50/50 on premises raffle license be issued to:

NAME:	PTO Cherry Hill School 410 Bogert Road River Edge, New Jersey 07661
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LOCATION OF RAFFLE: Florentine Gardens  
97 Rivervale Road  
River Vale, NJ 07675

DATE OF RAFFLE: May 24, 2011 (6:00-11:00pm)

I.D. #: 423-5-35890

**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.

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**Resolution #2011-115**

**RESOLUTION APPROVING THE RAFFLE LICENSE FOR THE PTO CHERRY HILL SCHOOL– (TRICKY TRAY)**

**BE IT HEREBY RESOLVED**, that the following license to conduct a Tricky Tray be issued to:

NAME: PTO Cherry Hill School  
410 Bogert Road  
River Edge, New Jersey 07661

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

DATE OF RAFFLE: May 24, 2011 (6:00-11:00pm)

I.D. #: 423-5-35890

**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.

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**Resolution #2011-116**

**RESOLUTION CONFIRMING THE MAYORAL APPOINTMENTS OF THE MEMBERS OF THE OFFICE OF EMERGENCY MANAGEMENT**

**BE IT RESOLVED**, by the Township Council of the Township of River Vale that the Mayoral appointments of the following individuals to the Office of Emergency Management are hereby confirmed:

<u>Name</u>	<u>Position</u>
Sean Schiedle	OEM Coordinator
John Guglielmotti	Deputy OEM Coordinator
Linda Wayne	Deputy OEM Coordinator
Peter Wayne	Deputy OEM Coordinator

Bill Peters  
Peter Martin  
John DeVoe

Deputy OEM Coordinator  
Deputy OEM Coordinator  
Deputy OEM Coordinator

**BE IT FURTHER RESOLVED** that the OEM members' terms are for three (3) years effective January 1, 2011 and expire December 31, 2013.

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**Resolution #2011-117**

**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:

CURRENT ACCOUNT claims in the amount of:	\$ 380,627.59
GOLF COURSE UTILITY OPERATING ACCOUNT claims in the amount of:	\$ 32,003.93
ANIMAL TRUST ACCOUNT claims in the amount of:	\$ 105.00
RESERVE CURRENT ACCOUNT claims in the amount of:	\$ 7,845.54
OPEN SPACE TRUST ACCOUNT claims in the amount of:	\$ 31,091.60
RECREATION TRUST ACCOUNT claims in the amount of:	\$ 2,996.00
SNOW REMOVAL TRUST ACCOUNT claims in the amount of:	\$ 360.00
APPROPRIATION RESERVE ACCOUNT claims in the amount of:	\$ 3,299.40
PRIVATE DUTY ESCROW ACCOUNT claims in the amount of:	\$ 11,614.59
HOUSING TRUST ACCOUNT claims in the amount of:	\$ 5,918.50
GOLF COURSE UTILITY CAPITAL ACCOUNT claims in the amount of:	\$ 78,119.28
RESERVE RECREATION TRUST ACCOUNT claims in the amount of:	\$ 433.50
RESERVE GOLF COURSE UTILITY OPERATING ACCOUNT claims in the amount of:	\$ 0.00
CAPITAL ACCOUNT claims in the amount of:	\$ 26,427.55
PLANNING BOARD TRUST ACCOUNT claims in the amount of:	\$ 4,074.70
SPECIAL TRUST ACCOUNT claims in the amount of:	\$ 777.50
ZONING BOARD TRUST ACCOUNT claims in the amount of:	\$ 226.50
<b>TOTAL CLAIMS TO BE PAID</b>	<b>\$ 585,921.18</b>

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:	\$ 0.00
CURRENT claims in the amount of:	\$ 1,289,165.56
CAPITAL ACCOUNT claims in the amount of:	\$ 0.00
RESERVE TRUST ACCOUNT claims in the amount of:	\$ 0.00
RECREATION TRUST ACCOUNT claims in the amount of:	\$ 625.00
GOLF COURSE UTILITY OPERATING ACCOUNT claims in the amount of:	\$ 53,442.18
ZONING TRUST ACCOUNT claims in the amount of:	\$ 203.33
SPECIAL TRUST ACCOUNT claims in the amount of:	\$ 991.81
UNEMPLOYMENT TRUST ACCOUNT claims in the amount of:	\$ 1,008.60
STATUTORY ACCOUNT claims in the amount of:	\$ 213,360.22
HOUSING TRUST ACCOUNT claims in the amount of:	\$ 0.00
GOLF COURSE UTILITY CAPITAL ACCOUNT claims in the amount of:	\$ 18,320.00
<b>TOTAL CLAIMS PAID</b>	<b>\$ 1,577,116.70</b>
<b>TOTAL BILL LIST RESOLUTION</b>	<b>\$ 2,163,037.88</b>

**MANUAL DISBURSEMENTS  
BILL LIST FOR MARCH 28, 2011**

03/15/2011 – Transfer Payroll	\$ 213,360.22
<b>TOTAL STATUTORY ACCOUNT DISTRIBUTIONS</b>	<b>\$ 213,360.22</b>

**ROLL CALL VOTE**

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

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**ORDINANCES 1<sup>st</sup> READING**

There were no Ordinances for 1<sup>st</sup> reading this evening.

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**ORDINANCES 2<sup>nd</sup> READING**

**Ordinance #245-2011**

**Motion to Adopt:** Councilman de Stefan

**Seconded:** Councilwoman Sieg

Motion by Councilwoman Sieg; seconded by Councilman de Stefan to open the public hearing for Ordinance #245-2011.

There being no questions or comments motion by Councilman de Stefan; seconded by Councilwoman Sieg to close the public hearing on Ordinance #245-2011.

**Ordinance #245-2011**

**AN ORDINANCE OF THE TOWNSHIP OF RIVERVALE, IN THE COUNTY OF BERGEN, NEW JERSEY, TO EXCEED THE MUNICIPAL BUDGET COST OF LIVING ALLOWANCE AND ESTABLISH A CAP BANK FOR CALENDAR YEAR 2011 (N.J.S.A. 40A-4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.0% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Governing Body of the Township of River Vale in the County of Bergen finds it advisable and necessary to increase its CY 2011 budget by up to 3.5% over the previous year’s final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Governing Body hereby determines that a 1.5% increase in the budget of said year, amounting to \$127,973 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS**, the Governing Body hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW, THEREFORE BE IT ORDAINED**, by the Governing Body of the Township of River Vale, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2011 budget year, the final appropriations of the Township of River Vale shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by up to 3.5%, amounting to \$298,603, and that the CY 2011 municipal budget for the Township of River Vale be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

**ROLL CALL VOTE**

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

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**Ordinance #246-2011**

**Motion to Adopt:** Councilman de Stefan

**Seconded:** Councilwoman Sieg

Motion by Councilman de Stefan; seconded by Councilwoman Sieg to open the public hearing for Ordinance #246-2011.

Gina Susek – 549 Roosevelt Avenue – Ms. Susek questioned who would fund the background checks. The Mayor answered that initially they would be funded by grants and then by the individuals. Ms. Susek expressed her appreciation of the ordinance.

There being no further questions or comments motion by Councilman de Stefan; seconded by Councilwoman Sieg to close the public hearing on Ordinance #246-2011.

**Ordinance #246-2011**

**AN ORDINANCE OF THE TOWNSHIP OF RIVER VALE, BERGEN COUNTY, NEW JERSEY ESTABLISHING A REQUIRED CRIMINAL HISTORY BACKGROUND CHECK OF EMPLOYEES AND VOLUNTEERS INVOLVED WITH TOWNSHIP RELATED RECREATIONAL PROGRAMS INVOLVING MINORS**

**SECTION 1. DEFINITIONS**

As used in this Ordinance, the following terms shall have the meanings indicated:

**CRIMINAL HISTORY RECORD BACKGROUND CHECK**

A determination of whether a person has a criminal record by cross-referencing that person's name and fingerprints with those on file with the Federal Bureau of Investigation, Identification Division, and the State Bureau of Identification in the Division of State Police.

**CRIMINAL HISTORY RECORD INFORMATION or CHRI**

Information collected by criminal justice agencies concerning persons and stored in the computer databases of the New Jersey State Police SBI Criminal History Information System, the National Law Enforcement Telecommunications System or other states' computerized depositories containing criminal history record information consisting of identifiable descriptions and notations of arrests, indictments or other formal criminal charges, and any dispositions arising therefrom, including convictions, dismissals, correctional supervision and release.

**DEPARTMENT**

The Township of River Vale Police Department.

**NONCRIMINAL JUSTICE PURPOSE**

Any purpose, other than administration of criminal justice or criminal justice purpose, including employment and licensing, for which applicant fingerprints and search requests are submitted by authorized requesters, as required or permitted by a federal or state statute, rule or regulation, executive order, administrative code provision, local ordinance, resolution or by this chapter, to the State Bureau of Identification for the dissemination of criminal history record information.

**NONPROFIT YOUTH-SERVING ORGANIZATION or ORGANIZATION**

A corporation, association or other organization established pursuant to Title 15 or 15A of the New Jersey Statutes, or other law of this state, but excluding public and nonpublic schools, and which provides recreational, cultural, charitable, social or other activities or services for persons younger than 18 years of age, and is exempt from federal income taxes. For the purpose of this ordinance, all independent River Vale sports associations, including but not limited to the River Vale Baseball and Softball Association, the River Vale Basketball Association and River Vale Soccer Association, shall be considered to be Nonprofit Youth-Serving Organizations.

**REVIEW COMMITTEE**

A three-member committee consisting of one of the Athletic Directors, the Business Administrator or a designee of the Mayor and the Chief of Police or designee. The Committee shall be charged with the review of all appeals of any volunteer whose criminal history background check reveals a disqualifying criminal conviction.

**STATE BUREAU OF IDENTIFICATION or SBI**

The New Jersey State Bureau of Identification created by P.L. 1930, c. 65 (N.J.S.A. 52:1-12 et seq.).

### **VOLUNTEER COACH**

Any person involved with coaching or supervising participants in a nonprofit youth-serving organization, whether the title is coach, assistant coach, manager or another title consistent with these terms.

### **VOLUNTEER REVIEW OPERATION (“VRO”)**

The unit located within the State Bureau of Identification that is responsible for administering criminal background checks for volunteer coaches as specified in this chapter.

## **SECTION 2. REQUEST FOR BACKGROUND CHECKS; COSTS**

A. The Township requires that all employees and volunteers, including a volunteer coach, of a nonprofit youth-serving organization request, through the Department, that the State Bureau of Identification in the Division of State Police conduct a criminal history record background check on each prospective and current employees or volunteers of the organization in accordance with N.J.A.C. 13:59-1.1 et. seq. and with the procedures and guidelines adopted by the VRO. No person will be permitted to act as a volunteer coach until the results of the background checks have been received and reviewed by the Department. Each employee or volunteer under this section shall also have an ongoing duty to report to the Township any new information which would be revealed by such a search.

B. The Division of State Police shall inform the Department whether the person’s criminal history record background check reveals a conviction of a disqualifying crime or offense as specified in § 3 of this article.

C. The Recreation Department shall request a criminal history record background check only upon receipt of the written consent to the check from the prospective or current employee or volunteer.

D. The employee, volunteer or non-profit youth serving organization shall bear the cost associated with conducting criminal history background checks in accordance with fees established by the State Bureau of Identification and the Division of State Police and in accordance with N.J.S.A. 15A:3A-2(d).

E. Criminal history background checks will be performed for individuals under the age of 18 in accordance with N.J.A.C. 13:59-1.1 et. seq. and with the procedures and guidelines adopted by the VRO.

## **SECTION 3. CONDITIONS UNDER WHICH PERSON IS DISQUALIFIED FROM SERVICE.**

Any prospective or current volunteer coach of a nonprofit youth-serving organization who refuses to consent to this procedure shall not be permitted to participate in any sponsored or cosponsored programs involving nonprofit youth-serving organizations.

A. A person may be disqualified from serving as an employee or volunteer of a nonprofit youth-serving organization if that person's criminal history record background check reveals a disqualifying record in accordance with the provisions of N.J.S.A. 15A:3A-1 et seq.

B. In any other state or jurisdiction, conduct which, if committed in New Jersey, would constitute a disqualifying record in accordance with N.J.S.A. 15A:3A-1 et seq. may also constitute grounds for disqualification.

#### **SECTION 4. SUBMISSIONS; EXCHANGE OF BACKGROUND CHECK INFORMATION.**

A. Prospective or current employees and volunteers of nonprofit youth-serving organizations shall submit their name, address, fingerprints and written consent to the recreational organization for which the criminal history record background check to be performed. The organization shall submit this documentation to the Department, which shall transmit such information to the VRO . Thereafter, all information required for subsequent background checks shall be submitted to the Department, which shall coordinate criminal background checks every 30 to 36 months, not to exceed 36 months after the date of the initial check.

B. The Department shall act as a clearinghouse for the collection and dissemination of information obtained as a result of conducting criminal history record background checks pursuant to this article.

#### **SECTION 5. LIMITATIONS ON ACCESS TO CRIMINAL HISTORY RECORD INFORMATION.**

A. Access to criminal history record information for non-criminal-justice purposes, including licensing and employment, is restricted to the Department and the Review Committee, on a need-to-know basis, as authorized by federal or state statute, rule or regulation, executive order, administrative code, local ordinance or resolution regarding obtaining and dissemination of criminal history record information obtained under this article.

B. Such persons or organizations shall limit their use of criminal history record information solely to the authorized purpose for which it was obtained, and criminal history record information furnished shall not be disseminated to persons or organizations not authorized to receive the records for authorized purposes. Use of this record shall be limited solely to the authorized purpose for which it was given and it shall not be disseminated to any unauthorized persons. Any person violating federal or state regulations governing access to criminal history record information may be subject to criminal and/or civil penalties.

#### **SECTION 6. DETERMINATION BY REVIEW COMMITTEE; CHALLENGES TO ACCURACY OF REPORTS.**

A. The VRO shall make a recommendation based on the provisions of N.J.S.A. 15A:3A-1 et seq. as to whether the prospective or current volunteer coach is being recommended. The VRO will provide the Department with a letter of recommendation or non recommendation for each individual for whom the VRO completed a background check.

B. The Department shall promptly notify a prospective or current volunteer coach who receives a letter of non recommendation from the VRO. Individuals who receive a letter of non recommendation from the VRO will not be permitted to participate as a volunteer coach. Such individuals may obtain a copy of their criminal history by contacting the VRO in writing. The individuals shall then have 20 days from the receipt of notification from the Department to petition the Review Committee for a review and to cite reasons substantiating the review.

C. Individuals who receive a letter of non recommendation from the VRO may be permitted to serve as a volunteer coach if they affirmatively demonstrate rehabilitation to the Review Committee. In determining whether a person has affirmatively demonstrated clear and convincing evidence of rehabilitation, the Review Committee may consider the following factors in conjunction with the provisions of N.J.S.A. 15A:3A-1 et seq.:

1. The nature and responsibility of the position which the convicted person would hold or has held, as the case may be;
2. The nature and seriousness of the offense;
3. The circumstances under which the offense occurred;
4. The date of the offense;
5. The age of the person when the offense was committed;
6. Whether the offense was an isolated or repeated incident;
7. Any social conditions which may have contributed to the offense; and
8. Any evidence of rehabilitation, including good conduct in prison or the community, counseling or psychiatric treatment received, acquisition of additional academic or vocational schooling, successful participation in correctional work release programs or the recommendations of those who have had the person under their supervision.

D. In all instances, the final determination of whether an individual will be permitted to serve as a volunteer coach will lie in the sole discretion of the Review Committee,

E. The Review Committee shall promptly advise the prospective or current volunteer coach whether he or she is qualified to serve as such.

F. When the Department receives a letter of non recommendation from the VRO, the Department may file that letter and keep the written notification on file for three years from the date it was issued.

G. No person or entity shall be held liable in any civil or criminal action brought by any party based on any written notification on file with the Department pursuant to the provisions of this chapter.

This Ordinance shall take effect following adoption and approval in a time and manner prescribed by law.

**ROLL CALL VOTE**

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

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**Ordinance #247-2011**

**Motion to Adopt:** Councilwoman Sieg

**Seconded:** Councilman de Stefan

Motion by Councilwoman Sieg; seconded by Councilman de Stefan to open the public hearing for Ordinance #247-2011.

There being no questions or comments motion by Councilman de Stefan; seconded by Councilwoman Sieg to close the public hearing on Ordinance #247-2011.

**Ordinance #247-2011**

**AN ORDINANCE OF THE TOWNSHIP OF RIVER VALE, IN THE COUNTY OF BERGEN, NEW JERSEY, AMENDING CHAPTER 105 OF THE CODE ENTITLED “FEES” ARTICLE III SECTION B “RECREATION**

**BE IT ORDAINED** by the Township Council of the Township of River Vale that Chapter 105 of the Code is amended as follows:

**§ 105-5. Fee schedule.**

**B. Recreation.**

<b>Camp Have Some Fun</b>	<b>Fee</b>
Monday to Friday	\$260 per camper
Monday, Wednesday and Friday only	\$230 per camper
Tuesday and Thursday only	\$200 per camper

**\*There will be a multi child discount for Camp Have Some Campers Only\***

<b>Kindergarten Camp</b>	<b>Fee</b>
	\$160 per camper

<b>Safety Town</b>	<b>Fee</b>
	\$ 50 per camper

This Ordinance shall take effect following adoption and approval in a time and manner prescribed by law.

**ROLL CALL VOTE**

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

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**Ordinance #248-2011**

**Motion to Adopt:** Councilman de Stefan

**Seconded:** Councilwoman Sieg

Motion by Councilman de Stefan; seconded by Councilwoman Sieg to open the public hearing for Ordinance #248-2011.

There being no questions or comments motion by Councilman de Stefan; seconded by Councilwoman Sieg to close the public hearing on Ordinance #248-2011.

**Ordinance #248-2011**

**AN ORDINANCE OF THE TOWNSHIP OF RIVER VALE, IN THE COUNTY OF BERGEN, NEW JERSEY, AMENDING ORDINANCE #241-2010 ESTABLISHING A FEE SCHEDULE FOR THE GOLF COURSE**

**BE IT ORDAINED** by the Township Council of the Township of River Vale that Ordinance #241-2010 is amended as follows:

**§ Section 1:**

<b>Junior Golf Camp</b>	<b>Fee Per Week</b>
Residents	\$199 per camper
Non-Residents	\$249 per camper

This Ordinance shall take effect following adoption and approval in a time and manner prescribed by law.

**ROLL CALL VOTE**

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

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**HEARING OF THE PUBLIC**

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

There being no questions or comments from the public; motion by Councilwoman Sieg seconded

by Councilman de Stefan to close the meeting to the public.

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The Mayor reported the Township received a \$200,000 check from Chemitek for the development of the Meskers site. The Mayor believes the deal has expired.

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**ADJOURNMENT**

Motion by Councilman de Stefan; seconded by Councilwoman Sieg to adjourn the meeting at 9:40pm.

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Council President  
Glen Jasionowski

ATTEST:  
Karen Padva  
Township Clerk