

**MINUTES**  
**Council Meeting**  
**Monday, December 12, 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 Criscuolo, Councilman Bromberg, Councilwoman Sieg, and Council President Jasionowski were present. Councilman Matos was absent.

**Also present:** Mayor Joseph Blundo, Silvanna Raso, Schepisi & McLaughlin, Holly, Gennaro Rotella, Business Administrator & CFO, Christopher Statile, Township Engineer and Karen Padva, Township Clerk.

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**TOWNSHIP COMMUNICATION**

**MAYOR’S COMMENTS**

The Mayor took this opportunity to publicly acknowledge what a great job the DPW did regarding the storm cleanup. The Mayors also commented on all the lights around town and that the Town looks great.

**COUNCIL COMMENTS**

Councilman Criscuolo had no comments this evening.

Councilwoman Sieg had no comments this evening.

Councilman Bromberg had no comments this evening.

Council President Jasionowski also offered his thanks to the DPW on the storm cleanup. Council President Jasionowski reported on a comment he heard at an event recently. He stated that it was an impressive accomplishment for the Town to acquire a golf course and make it excel. And that this will be remembered as a great achievement of this administration.

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## **BUSINESS ADMINISTRATOR’S REPORT**

The Business Administrator reported that the Menorah Lighting is scheduled for Tuesday, December 20<sup>th</sup> at Town hall. He also reported that the Christmas Tree Lighting was very well attended and that Harvey (Young) did a great job as Santa. Mr. Rotella concluded that resident Anthony Bonomo very generously donated both his time and the lights that are wrapped around the street lights in the center of town.

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## **ENGINEER’S REPORT**

The Engineer reported that presently he is trying to wrap up the paving projects in town; and Haskell will be paving Cleveland this week. He next gave an update on the sinking conditions of Rivervale Road. The County has a permit reading in hand and does not feel there will be any problems with regard to easement from United Water. Mayor Blundo stated that he would like to start planning in the event the road does collapse. He questioned if OEM has a contingency plan in the event the road is closed completely. The Mayor also questioned whether, in an emergency, the Town can fund the repairs and then be reimbursed by the County. Chris Statile suggested that Gennaro contact the County to see whether an agreement can be drawn up. Mr. Statile added that the cost of the project is \$1 to \$2 million. The Mayor would still like to investigate the possibility of the Town funding the project. He also questioned the house that sits on the embankment and whether the Town is under any obligation. Silvana Raso explained that the Town is under no obligation; unless there is an apparent dangerous condition that we are aware of or there is a violation of the Town’s ordinances. Councilman Bromberg questioned whether we can limit trucks of certain weight on the road. Mr. Statile answered that the County would have to implement weight restrictions.

The Engineer concluded with an update on the Safe Routes to School application for the construction of new sidewalks.

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## **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.”*

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

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**RESOLUTIONS**

Council President Jasionowski removed Resolution #2011-282 from the Agenda.

Motion by Councilman Criscuolo; seconded by Councilman Bromberg to approve Resolution #2011-283, as follows:

**RESOLUTION #2011-283**

**RESOLUTION APPROVING MINUTES–NOVEMBER 28, 2011 REGULAR COUNCIL MEETING**

**BE IT RESOLVED**, by the Township Council of the Township of River Vale that the minutes of the November 28, 2011 Regular Council Meeting of the Township Council are hereby approved.

**ROLL CALL VOTE**

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

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**Council Discussion**

The Mayor and Council had a brief discussion regarding the resolution for the contract of the Management of the Golf Course. They discussed the structure of the contract, the terms and length of time.

Councilman Bromberg also commented on Resolution #2011-285 and that he supports and hopes it passes. He is typically not in favor of government regulation but under these circumstances they have been lacking in water control. United Water is responsible for the management of the water in the reservoirs.

Motion by Councilman Matos seconded by Councilman Criscuolo to approve Resolutions #2011-284 through #2011-291 on Consent Agenda, as follows:

**Resolution #2011-284**

**RESOLUTION AWARDING THE CONTRACT FOR THE MANAGEMENT OF THE RIVER VALE COUNTRY CLUB**

**WHEREAS**, on June 1, 2011 the Township received several proposals for the Management of the River Vale Country Club; and

**WHEREAS**, the proposal received the from Long Ball Associates, LLC, 268 Valley Boulevard, Wood Ridge, New Jersey 07075 has been reviewed and approved as follows:

**1<sup>st</sup> Year: \$ 150,000**

(Contract Years 2 and 3 Extended Only Upon Approval of the Council)

**2<sup>nd</sup> Year: \$ 160,000**

**3<sup>rd</sup> Year: \$ 170,000**

**WHEREAS**, the Chief Financial Officer has certified that funds are available in the Management Consulting Fees Account;

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Township Clerk are here by authorized and requested to execute a Contract on behalf of the Township of River Vale with Long Ball Associates, LLC for the services described in the Request for Proposals for the Management of the River Vale Country Club.

**Resolution #2011-285**

**RESOLUTION SUPPORTING ASSEMBLY BILL NO. 4287**

**WHEREAS**, flooding of land may result in loss of life, damage to property, and unsanitary conditions, all of which are detrimental to the health, safety and welfare of the residents of lands in the area threatened by flooding;

**WHEREAS**, substantial flooding has repeatedly occurred in several areas of this State located downstream from reservoirs, which, in some cases, may have been caused or exacerbated by high reservoir levels;

**WHEREAS**, it is in the public interest to minimize and prevent the loss of life and property, disruption of commerce, and impairment of the tax base by ensuring that reservoirs are kept at levels satisfactory for the public water supply but protective of the public from the dangers and losses attributed to flooding;

**WHEREAS**, legislation has been introduced in the Assembly to call upon the Department of Environmental Protection to: identify each reservoir in the State that has a documented record of flooding, as determined by the department; study and assess the downstream river or stream capacity and the water reservoir; identify each municipality with a documented record of downstream flooding caused or exacerbated by high reservoir levels;

**WHEREAS**, on the basis of the results of these studies, this legislation calls upon the department shall determine maximum water levels to be maintained at each reservoir in the State, set at a level that best protects the area surrounding the reservoir against flooding while ensuring the availability of an adequate water supply for the area served by the reservoir;

**WHEREAS**, this legislation would require the owner or person having control of a reservoir in the State that has a documented record of downstream flooding to prepare, submit and implement a flood action plan approved by the DEP, which would include, but need not be limited to, the design, construction, operation, and maintenance of flood gates sited at the reservoir;

**WHEREAS**, the bill would also authorize the Office of Emergency Management in the Division of State Police to order the water level of any reservoir in the State to be lowered in a manner prescribed by the office prior to or during a severe weather event if the office has made a determination, after consultation with the DEP, that lowering the reservoir level is in the general public interest and reasonably necessary to prevent or reduce the severity of flooding;

**WHEREAS**, the owner of a reservoir would be indemnified against any act or omission with respect to any claims or any cause of action arising out of the proper implementation of a flood action plan approved by the DEP under this legislation, provided, however, the owner is in full compliance with any order of the Office of Emergency Management to lower reservoir levels, as may be issued pursuant to the bill;

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Township of River Vale implore the General Assembly and the Senate of the State of New Jersey, along with Governor Chris Christie, to act swiftly to support the passage of A4287;

**BE IT FURTHER RESOLVED** that a copy of this resolution be sent to Governor Chris Christie and to all state legislators in both the Senate and the Assembly and all municipalities in Bergen County.

**Resolution #2011-286**

**RESOLUTION AWARDING OFFICIAL TOWER SERVICE**

**WHEREAS**, on April 29, 2011 the Township received two (2) Official Tower Applications for Towing Service within the Township of River Vale; and

**WHEREAS**, the Police Department has completed the administrative review process including background checks for the following two applicants:

**Bergen Brookside Towing Inc.  
1 Emerson Plaza  
Emerson, New Jersey 07630**

**Rich's Automotive Specialists LLC  
50 Chestnut Street  
Emerson, New Jersey 07630**

**NOW THEREFORE BE IT RESOLVED** by Township Council of the Township of River Vale that the above mentioned are hereby designated as Official Towers in the Township of River Vale.

**Resolution #2011-287**

**RESOLUTION**  
**(TRANSFERS)**

**WHEREAS**, there exists a need to make transfers in the 2011 Budget Appropriations, and there exists balances from which to make said transfers,

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of River Vale that the Treasurer is hereby by authorized to make the following transfers to the 2011 Budget Appropriations.

**Inside CAP:**

**To:**

Police Contracted Services - OE	\$ 500.00
Utility Expenses	\$ 4,000.00
Street Lights	\$ 5,500.00
Old Tappan: Gas & Oil	\$ 26,500.00

**Total**                    **\$36,500.00**

**Inside CAP:**

**From:**

Insurance – Group Health OE	\$ 26,500.00
Planning Board – S&W	\$ 8,500.00
Property Tax Assessor OE	\$ 1,500.00

**Total**                    **\$ 36,500.00**

**Resolution #2011-288**

**RESOLUTION**  
**REFUND OF 4<sup>th</sup> TAX OVERPAYMENT**

**WHEREAS**, a tax overpayment has been received for the 4th quarter of 2011 and the property owner has requested a refund of said tax overpayment;

**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 check as follows:

John T and Hideko Bartold  
233 Highland Ave  
B1712 L5

\$ 2,185.98

**Resolution #2011-289**

**RESOLUTION AUTHORIZING THE SUBMISSION OF THE 2012 SAFE ROUTES  
TO SCHOOL GRANT APPLICATION**

**WHEREAS**, the federally funded Safe Routes to School (SRTS) Program strives to empower communities to make walking and bicycling to school a safe and routine activity by making funding available for a wide variety of projects and activities that support and encourage students to walk and bicycle to school; and

**WHEREAS**, in New Jersey, these funds are available through and administered by the New Jersey Department of Transportation (NJDOT) and can be used to fund a variety of both infrastructure and non-infrastructure projects that benefit elementary and middle school children in grades K-8, both public and private schools; and

**WHEREAS**, the government of the Township of River Vale has worked closely with the River Vale School District on making safety improvements along the routes to the Roberge Elementary School and Holdrum Middle School; and

**WHEREAS**, in partnership with the River Vale School District, the Township of River Vale intends to apply to the New Jersey Safe Routes to School Program for funding to support infrastructure and non-infrastructure projects in accordance with the program requirements and as detailed in said application;

**WHEREAS**, the Township of River Vale desires to receive \$215,360 in funds from the New Jersey Department of Transportation SRTS Program for the purpose of making pedestrian/biking safety improvements along Rivervale Road between Echo Glen Avenue and Montview Place; and

**BE IT RESOLVED** that the Mayor and Clerk are hereby authorized to submit an electronic grant application SRS-I-2012-River Vale Township-00059 to the New Jersey Department of Transportation on behalf of the Township of River Vale.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of River Vale and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

**BE IT FURTHER RESOLVED** that the Township of River Vale commits to the future maintenance of the proposed improvements along Rivervale Road.

**Resolution #2011-290**

**RESOLUTION CANCELING CURENT FUND GRANT RECEIVABLE AND UNEXPENDED APPROPRIATIONS**

**WHEREAS**, a certain grant receivable balance remains on the Current Fund Balance Sheet;

**WHEREAS**, an unexpended budget appropriation balance associated with this receivable remains in the Current Fund; and,

**WEHERAS**, it is necessary to formally cancel said grant receivable and unexpended budget appropriation balances from the Current Fund Balance Sheet;

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body of the Township of River Vale that the following grant receivable and unexpended budget appropriation balances be cancelled as of December 31, 2009:

<u>Grant Description</u>	<u>Receivable Balance</u>	<u>Unexpended Appropriation</u>
New Jersey Department of Transportation Bike Path Grant	\$ 46,752.50	\$ 46,752.50

**Resolution #2011-291**

**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:	\$82,400.70
GOLF COURSE UTILITY OPERATING ACCOUNT claims in the amount of:	\$25,337.41
ANIMAL TRUST ACCOUNT claims in the amount of:	\$0.00
RESERVE CURRENT ACCOUNT claims in the amount of:	\$1,500.00
JUNIOR POLICE ACADEMY TRUST ACCOUNT claims in the amount of:	\$2,251.00
RECREATION TRUST ACCOUNT claims in the amount of:	\$1,434.15
SNOW REMOVAL TRUST ACCOUNT claims in the amount of:	\$7,900.00
APPROPRIATION RESERVE ACCOUNT claims in the amount of:	\$0.00
PRIVATE DUTY ESCROW ACCOUNT claims in the amount of:	\$10,706.95
HOUSING TRUST ACCOUNT claims in the amount of:	\$7,086.00
GOLF COURSE UTILITY CAPITAL ACCOUNT claims in the amount of:	\$0.00
RESERVE RECREATION TRUST ACCOUNT claims in the amount of:	\$0.00
RESERVE GOLF COURSE UTILITY OPERATING ACCOUNT claims in the amount of:	\$0.00
CAPITAL ACCOUNT claims in the amount of:	\$483,564.38
PLANNING BOARD TRUST ACCOUNT claims in the amount of:	\$35.00
SPECIAL TRUST ACCOUNT claims in the amount of:	\$1,402.75
ZONING BOARD TRUST ACCOUNT claims in the amount of:	\$70.00
<b>TOTAL CLAIMS TO BE PAID</b>	<b>\$623,688.34</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:	\$1,700,410.97
CAPITAL ACCOUNT claims in the amount of:	\$0.00
JUNIOR POLICE ACADEMY TRUST ACCOUNT claims in the amount of:	\$0.00
RECREATION TRUST ACCOUNT claims in the amount of:	\$0.00
GOLF COURSE UTILITY OPERATING ACCOUNT claims in the amount of:	\$51,621.64
OPEN SPACE TRUST ACCOUNT claims in the amount of:	\$0.00
PRIVATE DUTY TRUST ACCOUNT claims in the amount of:	\$0.00
STATUTORY ACCOUNT claims in the amount of:	\$204,340.11
SPECIAL TRUST ACCOUNT claims in the amount of:	\$556.75
PLANNING BOARD TRUST ACCOUNT claims in the amount of:	\$0.00
<b>TOTAL CLAIMS PAID</b>	<b>\$1,956,929.47</b>

**TOTAL BILL LIST RESOLUTION** **\$2,580,617.81**

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

11/30/2011 – Transfer Payroll  
TOTAL STATUTORY ACCOUNT DISTRIBUTIONS

\$ 240,340.11  
\$ 240,340.11

**ROLL CALL VOTE**

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

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

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

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

**ORDINANCE # 257-2011**

**AN ORDINANCE OF THE TOWNSHIP OF RIVER VALE, IN THE COUNTY OF BERGEN, NEW JERSEY, AMENDING CHAPTER 81 ARTICLE VI OF THE CODE ENTITLED “PARKING PROHIBITED CERTAIN HOURS ON CERTAIN STREETS”**

**MOTION TO ADOPT: No Motion Made Ordinance defeated**

**SECONDED:**

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**ORDINANCE # 258-2011**

**MOTION TO ADOPT: Councilman Bromberg**

**SECONDED: Councilman Criscuolo**

**AN ORDINANCE OF THE TOWNSHIP OF RIVER VALE, IN THE COUNTY OF BERGEN, NEW JERSEY, AMENDING CHAPTER 105 ARTICLE V OF THE CODE ENTITLED “GOLF COURSE FEES”**

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

**§ 105-8. Golf Course Daily Rates.**

**§ 105-9. Membership Fees.**

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

§105-8. Golf course daily rates.

2012 PROPOSED RATES	PUBLIC	RIVER VALE
<b>MONDAY THRU THURSDAY</b>	2012****	2012****
EARLY BIRD (6:00 AM TO 7:29AM)	\$45-\$55	\$28-\$38
MIDDAY (7:30 TO 2:59 PM)	\$70-\$80	\$35-\$45
TWILIGHT (Adjusted Based Upon Sunset)	\$45-\$55	\$28-\$38
SENIOR (62 Years and older)	\$50-\$55	\$25-\$30
Junior Rate Monday thru Thursday No Earlier then 2PM	\$35	\$20
Junior Age is 10 Years to 16 Years		
Must be Accompanied by Adult 1 Adult per each Child		
Must be Approved by Professional Golf Staff		
Junior Rate Subject to Availability		
	PUBLIC	RIVER VALE
<b>FRIDAY, SATURDAY, SUNDAY &amp; HOLIDAYS</b>	2012	2012
EARLY BIRD (6:00 AM TO 7:29AM)	Not Available	Not Available
MIDDAY (7:30 TO 2:59 PM)	\$90 - \$105	\$50-\$60
TWILIGHT	\$50-\$60	\$40-\$50
SENIOR (62 Years and older)	NOT AVAILABLE	NOT AVAILABLE
CART FEE	INCLUDED	INCLUDED

§105-9. Membership fees.

2012 PROPOSED RATES	PUBLIC	RIVER VALE
MEMBERSHIPS	2012	2012
INDIVIDUAL WEEKDAY	\$ 3,500.00	\$ 1,200.00
FAMILY WEEKDAY (ONE FOURSOME PER DAY)	\$ 4,900.00	\$ 2,200.00
INDIVIDUAL FULL MEMBERSHIP	\$ 4,500.00	\$ 2,100.00
FAMILY FULL MEMEBERSHIP (ONE FOURSOME PER DAY)	\$ 6,500.00	\$ 3,100.00
CORPORATE (TWO FOURSOMES PER DAY)	\$ 19,900.00	\$ 13,500.00
REGISTRATION FEE	ELIMINATE	ELIMINATE
CART FEE	\$ 20.00	\$ 20.00
**GUEST FEES MONDAY THRU THURSDAY	\$ 59.00	\$ 55.00
**GUEST FEES FRIDAY, SATURDAY, SUNDAY & HOLIDAYS	\$ 79.00	\$ 70.00
BENEFITS AND PARAMETERS		
	14 DAYS TEE TIME	2 WK TEE TIME
	\$ 4.00	\$ 4.00
	LESSONS 10%	LESSONS 10%
	3 GUESTS PER DAY	3 GUESTS PER DAY
	WALK*	WALK*
	CHARGE ACCOUNT***	CHARGE ACCOUNT***
	COMPLIMENTARY ROUND	COMPLIMENTARY ROUND
DISCOUNT MUST BE PAID PRIOR TO DECEMBER 31ST EACH YEAR	10% DISCOUNT	10% DISCOUNT

**ROLL CALL VOTE**

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

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**HEARING OF THE PUBLIC**

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

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

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Motion by Councilman Criscuolo; seconded by Councilwoman Sieg to enter into Closed Session to discuss ongoing Bonnabel litigation. No action will be taken.

Motion by Councilman Bromberg; seconded by Councilman Criscuolo to reopen the meeting from Closed Session.

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**ADJOURNMENT**

Motion by Councilman Criscuolo; seconded by Councilman Bromberg to adjourn the meeting at 8:45pm.

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Council President  
Glen Jasionowski

ATTEST:  
Karen Padva  
Township Clerk