

MINUTES
Council Meeting
Monday, February 25, 2008

CALL THE MEETING TO ORDER

Council President Jasionowski called the meeting to order at 8:00 PM 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, Council Vice President Bromberg, Councilwoman Sieg and Council President Jasionowski were present. Councilman Matos was absent

Also present: Mayor Joseph Blundo, Robert J. Gallione, Jr., Business Administrator, Holly Schepisi, Township Attorney, Dominic Carrino, T & M Associates and Karen Padva, Acting Township Clerk.

TOWNSHIP COMMUNICATION

1. Mayor’s Comments

The Mayor commended the Pascack Valley High School Girl’s Basketball Team on being County Champs. Mayor Blundo commented that the County Freeholders will be officially voting on March 12th for the purchase of I6A. There is also the possibility for an additional \$2 million toward the purchase of I7C and I7B.

Mayor Blundo concluded his remarks by commending the DPW on what a fine job they did recently fighting a very challenging snow storm.

2. Council Comments

Councilman de Stefan acknowledged the fine work done by the Township Attorney with regard to the Golf Course ordinance. Councilman de Stefan also expressed his concern over a large tree branch hanging over Westwood Avenue near Roberge School.

Councilman Bromberg commented that Pascack Valley Hospital is awaiting a judge’s decision due February 27th. Councilman Bromberg added that Hackensack Hospital is rated in the top 50 hospitals in the United States. In conclusion, Councilman Bromberg remarked that the Budget is falling into place and thanked the DPW for the storm clean-up.

Councilwoman Sieg echoed Councilman Bromberg’s comments.

Council President Jasionowski thanked all the DPW and EMS staff for doing a great job during the recent snow storm.

BUSINESS ADMINISTRATOR’S REPORT

The Business Administrator gave an updates on both the Farmer’s Market and Social & Cultural Affairs department.

ENGINEER'S REPORT

Dominic Carrino, of T & M Associates reported on the status of the DPW Building project which is one-third complete. He is awaiting a new completion date from Oradell Construction. The DOT Application is being worked on and a draft will be available soon. In addition, the Safe Routes to Schools application is due April 18th and will be available for the Council to review before submission. Mr. Carrino added that the Mark Lane complex soil sample test results will be available next week. Updates will also be available on the stream cleaning and de-snagging projects.

Mr. Carrino recommended the most efficient use of the FEMA grant funds with regard to the slope repair at the Municipal Complex. The Engineer also gave an update on the Lower Grove Lighting project. Lucas Electric was awarded the job at a very good price and the contracts are in the mail. He added that there is a pre-construction meeting scheduled for February 29th. In conclusion, Mr. Carrino estimated the completion of the DPW Building to be in May.

TOWNSHIP ATTORNEY'S REPORT

Ms. Schepisi gave an update on the Mark Lane Basketball Courts. The Township Attorney had a meeting with the contractor, the contractor's Bonding Company and their Engineer, the Township Engineer, DPW Superintendent, and the Business Administrator. Ms. Schepisi stated that funds have been withheld and that the Bonding Company's Engineer agreed that there were items that could have been constructed better. Ms. Schepisi is awaiting an update and proposal regarding the project.

The Township Attorney announced that there is an informal COAH meeting at Bergen Community College for any interested parties to discuss objections to the new Round 3 Regulations. In conclusion, Ms. Schepisi stated that she is scheduled along with the Township Engineer to discuss resolution of the Stasko litigation.

HEARING OF THE PUBLIC

Motion by Councilman Bromberg; seconded by Councilman de Stefan 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 members 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."

Ron Tucci – 58 Holiday Court – questioned when the Township will be going out to bid for the road program. Mr. Tucci would like to contact the awarded bidder to possibly pave the Holiday Farm roads. Mr. Tucci had additional comments about COAH regulations and how it is mandated.

Mayor Blundo added that he would like to organize a commission to examine COAH. The Mayor explained that by September 30th the Township needs to have a new plan in place. The new regulations present a major challenge and the Township has some vulnerable pieces of property. The Mayor stated that the new COAH plans need to be reasonable and realistic.

Michael Maretera – 634 Midvale Court – commented on the proposed Town House ordinance and the setbacks from Rivervale Road.

Joe Massin – 68 Holiday Court – remarked about a meeting he attended regarding cleaning and building products and how they affect the ecological balance of the environment. Mr. Massin suggested that this would be a good Eagle Scout project.

Ira Cohen – 536 Bernita Drive – stated that residents are pleased with the Mayor and Council and the way the town is being run. He also commended the Mayor and Councilman Bromberg for all their commentary regarding Pascack Valley Hospital. Mr. Cohen also thanked Officers Bulger and Dinelli for their assistance on a medical call that saved his life.

Howard Lawrence – 607 Montview Place – requested clarification on the Stasko issue.

Ms. Schepisi answered that she is scheduled to have a meeting with the Township Engineer, Ms. Stasko and her Engineer to resolve the issue. Ms. Schepisi invited Mr. Lawrence to attend the meeting.

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 –

Motion by Councilman Bromberg; seconded by Councilman de Stefan to approve Resolution #2008-70, as follows:

Resolution #2008-70

RESOLUTION APPROVING MINUTES–February 11th Regular Meeting

BE IT RESOLVED, by the Township Council of the Township of River Vale that the minutes of the February 11, 2008 Regular Meeting of the Township Council are hereby approved.

ROLL CALL VOTE

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

Motion by Councilman Bromberg; seconded by Councilman de Stefan to approve Resolutions #2008-71 through #2008-77 as a Consent Agenda, as follows:

Resolution #2008-71

RESOLUTION APPROVING RAFFLE LICENSE FOR SPECTRUM FOR LIVING

BE IT HEREBY RESOLVED, that the following license to conduct a Raffle be issued to:

NAME: Spectrum for Living Development, Inc.
210 Rivervale Road, Suite 3
River Vale, NJ 07675

LOCATION OF RAFFLE: 210 Rivervale Road
River Vale, NJ 07675

DATE OF RAFFLE: November 21, 2008 12:00 pm

I.D. #: 426-4-28773

RAFFLE LICENSE: RL 293

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 #2008-72

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A RESTRUCTURE AGREEMENT BETWEEN THE TOWNSHIP OF RIVER VALE, 334 RIVERVAL ROAD AND KEY GOVERNMENT FINANCE, INC.

BE IT RESOLOVED, by the Township Council of the Township of River Vale that the Mayor is hereby authorized to execute the above mentioned agreement.

Resolution #2008-73

RESOLUTION AUTHORIZING A SETTLEMENT OF EDGEWOOD COUNTRY CLUB TAX APPEAL

BE IT RESOLVED, by the Township Council of the Township of River Vale that the Township Attorney is authorized to offer settlement to Edgewood Country Club's tax appeal for the years 1995 through 2003 and 2007.

Resolution #2008-74

RESOLUTION AUTHORIZING THE MAYOR TO SIGN DEFERRED COMPENSATION PLAN—VALIC

WHEREAS, the Township of River Vale (hereinafter referred to as the "Employer") desires to attract and retain qualified employees to the Employer and, as a means thereof, is contemporaneously adopting an Internal Revenue Code Section 457 Deferred Compensation Plan (hereinafter referred to as the "Plan") for the purpose of making available to eligible employees the accrual of tax benefits under such Plan; and

WHEREAS, the Employer desires such Plan to comply with the Small Business Job Protection Act of 1996, the Economic Growth and Tax Relief Reconciliation Act of 2001, and the Job Creation and Worker Assistance Act of 2002 amendments to Section 457 of the Internal Revenue Code, such amendments being necessary to maintain the Plan as an eligible Deferred Compensation Plan within the meaning of Section 457 of the Internal Revenue Code of 1986 ("Code"), as subsequently amended; and

WHEREAS, the Employer also desires such Plan to comply with the regulations promulgated under Code Section 457 (including proposed revisions thereto); and Internal Revenue Service Revenue Procedures 2004-12 and 2004-56; and

WHEREAS, the offering of additional investments from another contractor will provide additional retirement investment options to participating employees; and

WHEREAS, VALIC has been found to possess the necessary administrative, enrollment, and servicing capabilities for the Plan.

NOW, THEREFORE, BE IT RESOLVED that the Employer does hereby adopt the Plan prepared by VALIC and assigned Plan Document identifier 55-PD-VALIC-110305 by the Director of the Division of Local Governmental Services.

BE IT FURTHER RESOLVED that the Employer is adopting a Deferred Compensation Plan substantially similar to one on which a favorable Private Letter Ruling has been previously obtained from the Internal Revenue Service except for provisions added by reason of the Small Business Job Protection Act of 1996 (United States Public Law No. 104-88), the Economic Growth and Tax Relief Reconciliation Act of 2001 (United States Public Law No. 107-16), the Job Creation and Worker Assistance Act of 2002 (United States Public Law No. 107-147), and regulations promulgated under Code Section 457 (including proposed revisions thereto), and Internal Revenue Service Revenue Procedures 2004-12 and 2004-56, and all such provisions are stated in the Plan in terms substantially similar to the text of those provisions in Internal Revenue Code Section 457. The use of the Ruling is for guidance only and the Employer acknowledges that for Internal Revenue Service purposes, the Ruling of another employer is not to be considered precedent.

BE IT FURTHER RESOLVED that the Plan Administrator, Robert J. Gallione Jr., shall be designated as the official representative of the Employer and Local Plan Administrator for the Administration of the Plan.

BE IT FURTHER RESOLVED that

- (1) Solicit Proposals: A request for proposals for a Deferred Compensation Plan and Service Agreement was prepared and made available to the following contractors:

(2) Responding Vendors: The vendors responding to the request for proposals were:

(3) Selection Rationale: The successful vendor is VALIC. The Employer reviewed all of the proposals submitted and met with representatives of the responding companies. VALIC was selected because VALIC has been found to possess the necessary administrative, enrollment, and servicing capabilities for the Plan. (Insert any other detailed reasons for selection)

BE IT FURTHER RESOLVED that VALIC shall be retained by the Employer as the contractor under the Deferred Compensation Plan, and VALIC shall educate all eligible employees of the Employer regarding the Plan and shall enroll and service those eligible employees who participate in the Plan. As enrolling agent, VALIC shall be the exclusive agent for its funding options to be offered under the Plan.

Resolution #2008-75

Re: Introduction of 2008 Budget

BE IT RESOLVED, that the following statements of revenues and appropriations attached hereto constitute the local Budget of the Township of River Vale, Bergen County, New Jersey for the year 2008.

BE IT FURTHER RESOLVED, that said budget be published in The Ridgewood News in the issue of February 29, 2008, and that a hearing on the Budget will be held at the Municipal Complex on March 24, 2008 at 8:00 o'clock (P.M.) or as soon thereafter as the matter may be reached.

The Governing Body does hereby accept and introduce the Budget for the year 2008.

Resolution #2008-76

Resolution Re: Authorizing Increase in Deferred School Taxes for Regional High School Taxes

WHEREAS, the Division of Local Government Services requires that the Governing Body of any municipality which has Deferred School Taxes must authorize any increase in the deferral of any amounts, and

WHEREAS, the Township wishes to increase Deferred School Taxes to an amount permitted under State statutes and to be effective at December 31, 2007.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body that the following Deferred School Taxes be hereby increased for the year ended December 31, 2007 as follows:

	Deferred Local District School Taxes
Amount Deferred December 31, 2007	\$2,187,136
Amount Deferred December 31, 2006	<u>1,837,136</u>
Amount of Increase	<u>\$ 350,000</u>

BE IT FURTHER RESOLVED, by the Governing Body that a certified copy of this resolution be filed with the Director of the Division of Local Government Services.

Resolution #2008-77

SEE ATTACHED

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 Councilman de Stefan to approve Resolution #2008-78, as follows:

Resolution #2008-78

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:	\$ 93,708.47
CURRENT ACCOUNT claims in the amount of:	\$ 148,382.82
CAPITAL ACCOUNT claims in the amount of:	\$ 17,299.68
PLANNING BOARD TRUST ACCOUNT claims in the amount of:	\$ 1,253.09
RESERVE RECREATION TRUST ACCOUNT claims in the amount of:	\$ 2,072.72
DOG TRUST ACCOUNT claims in the amount of:	\$ 727.80
TRUST ACCOUNT claims in the amount of:	\$ 175.00
ZONING BOARD TRUST ACCOUNT claims in the amount of:	\$ 225.75
RECREATION TRUST ACCOUNT claims in the amount of:	\$ 200.00
OPEN SPACE TRUST ACCOUNT claims in the amount of:	\$ 32,618.32
SPECIAL TRUST ACCOUNT claims in the amount of:	\$ 1,308.75
HOUSING TRUST ACCOUNT claims in the amount of:	\$ 1,550.00

TOTAL CLAIMS TO BE PAID **\$ 299,522.40**

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:

CURRENT claims in the amount of:	\$ 3,350,848.21
PUBLIC ASSISTANCE TRUST claims in the amount of:	\$ 2,711.00
CAPITAL ACCOUNT claims in the amount of:	\$ 51,073.00
STATUTORY ACCOUNT claims in the amount of:	\$ 345,140.13
OPEN SPACE TRUST ACCOUNT claims in the amount of:	\$ 0.00
RECREATION TRUST ACCOUNT claims in the amount of:	\$ 0.00
COMMUNITY DEVELOPMENT ACCOUNT claims in the amount of:	\$ 0.00
TOTAL CLAIMS PAID	<u>\$ 3,749,772.34</u>

TOTAL BILL LIST RESOLUTION **\$ 4,049,294.74**

**MANUAL DISBURSEMENTS
BILL LIST FOR JANUARY 28, 2008**

1/30/2008 – Wire Transfer Payroll	\$ 173,768.80
2/15/2008 – Wire Transfer Payroll	\$ 171,371.33

TOTAL STATUTORY ACCOUNT DISTRIBUTIONS **\$ 345,140.13**

ROLL CALL VOTE

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

Ordinances 1st Reading

Motion: Councilman de Stefan

2nd: Councilman Bromberg

Ordinance #193-2008

AN ORDINANCE OF THE TOWNSHIP OF RIVER VALE, IN THE COUNTY OF BERGEN, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND OTHER RELATED EXPENSES IN AND FOR THE TOWNSHIP OF RIVER VALE AND APPROPRIATING \$1,500,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$1,425,000 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF RIVER VALE TO FINANCE THE SAME.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF RIVER VALE, IN THE COUNTY OF BERGEN, NEW JERSEY (NOT LESS THAN TWO-THIRDS OF ALL MEMBERS THEREOF AFFIRMATIVELY CONCURRING), AS FOLLOWS:

Section 1. The several improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of River Vale, in the County of Bergen, New Jersey (the "Township"), as general improvements. For the several improvements or purposes described in Section 3 hereof, there are hereby appropriated the respective sums of money therein stated as the appropriations made for each improvement or purpose, such sums amounting in the aggregate to \$1,500,000, including the aggregate sum of \$75,000 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision in the capital improvement fund in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments or otherwise provided for hereunder, negotiable bonds are hereby authorized to be issued in the principal

amount of \$1,425,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

- (a) Purpose: Improvements to various parks and fields in the Township, including but not limited to the skateboard park and the field located on Mark Lane, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$ 370,875
<u>Maximum Amount of Bonds or Notes:</u>	\$ 352,332
<u>Period or Average Period of Usefulness:</u>	15 years
<u>Amount of Down Payment:</u>	\$ 18,543

- (b) Purpose: Acquisition and installation of a siren and communication system, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$ 57,500
<u>Maximum Amount of Bonds or Notes:</u>	\$ 54,625
<u>Period or Average Period of Usefulness:</u>	10 years
<u>Amount of Down Payment:</u>	\$ 2,875

- (c) Purpose: Acquisition and installation of a lighting detection system and a key security system, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$ 32,200
<u>Maximum Amount of Bonds or Notes:</u>	\$ 30,590
<u>Period or Average Period of Usefulness:</u>	15 years
<u>Amount of Down Payment:</u>	\$ 1,610

- (d) Purpose: Acquisition of various information technology and telecommunications equipment for the Township with unit costs in excess of \$5,000, including, but not limited to, an upgrade to the Township server and acquisition of an arbitrator server and network server for the police department, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$ 44,505
<u>Maximum Amount of Bonds or Notes:</u>	\$ 42,280
<u>Period or Average Period of Usefulness:</u>	7 years
<u>Amount of Down Payment:</u>	\$ 2,225

- (e) Purpose: Acquisition of furniture, equipment and hardware for the Municipal Court, and

including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$ 5,750
<u>Maximum Amount of Bonds or Notes:</u>	\$ 5,463
<u>Period or Average Period of Usefulness:</u>	10 years
<u>Amount of Down Payment:</u>	\$ 287

- (f) Purpose: Acquisition of equipment, including, but not limited to, Turnout gear, S.C.B.A equipment and upgrades and portable radios and pagers, all for the Fire Department, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$ 63,135
<u>Maximum Amount of Bonds or Notes:</u>	\$ 59,979
<u>Period or Average Period of Usefulness:</u>	10 years
<u>Amount of Down Payment:</u>	\$ 3,156

- (g) Purpose: Purchase of vehicles, excluding passenger vehicles and station wagons, for the Township's Fire Department, Office of Emergency Management and the Public Works Department, as more fully described on a list on file in the Township Clerk's office, including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$ 161,000
<u>Maximum Amount of Bonds or Notes:</u>	\$ 152,950
<u>Period or Average Period of Usefulness:</u>	5 years
<u>Amount of Down Payment:</u>	\$ 8,050

- (h) Purpose: Acquisition and installation of equipment at the Township's firehouses, including, but not limited to, a Plymovent Solution System at the North Firehouse and a dehydrator for both the North and South Firehouses, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$ 21,850
<u>Maximum Amount of Bonds or Notes:</u>	\$ 20,757
<u>Period or Average Period of Usefulness:</u>	15 years
<u>Amount of Down Payment:</u>	\$ 1,093

- (i) Purpose: Purchase of various equipment for the Township's Police Department, including, but not limited to an Alcotest breath testing system and vehicle cameras, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$ 71,300
<u>Maximum Amount of Bonds or Notes:</u>	\$ 67,735
<u>Period or Average Period of Usefulness:</u>	15 years
<u>Amount of Down Payment:</u>	\$ 3,565

- (j) Purpose: Acquisition of various information technology and telecommunications equipment for the Township's Police Department, with unit costs less than \$5,000, including, but not limited to, a 911 voice playback system with radios, replacement computers and a front desk monitor, and including

all work and materials necessary therefor or incidental thereto.

Appropriation and Estimated Cost: \$ 19,835
Maximum Amount of Bonds or Notes: \$ 18,843
Period or Average Period of Usefulness: 5 years
Amount of Down Payment:
\$ 992

- (k) Purpose: Various parking lot improvements at the South Firehouse and Police Department, as per plans on file in the office of the Township Clerk, and including all work and materials necessary therefor or incidental thereto.

Appropriation and Estimated Cost: \$ 126,500
Maximum Amount of Bonds or Notes: \$ 120,175
Period or Average Period of Usefulness: 15 years
Amount of Down Payment: \$ 6,325

- (l) Purpose: Resurfacing of various roads in the Township, a complete list of which is on file in the office of the Township Clerk, including all work and materials necessary therefor or incidental thereto.

Appropriation and Estimated Cost: \$ 287,500
Maximum Amount of Bonds or Notes: \$ 273,125
Period or Average Period of Usefulness: 10 years
Amount of Down Payment: \$ 14,375

- (m) Purpose: Construction and/or reconstruction of curbs at various locations, as per a list on file in the office of the Township Clerk, and including all work and materials necessary therefor or incidental thereto.

Appropriation and Estimated Cost: \$ 28,750
Maximum Amount of Bonds or Notes: \$ 27,312
Period or Average Period of Usefulness: 10 years
Amount of Down Payment: \$ 1,438

- (n) Purpose: Construction and/or reconstruction of sidewalks at various locations, as per a list on file in the office of the Township Clerk, and including all work and materials necessary therefor or incidental thereto.

Appropriation and Estimated Cost: \$ 23,000
Maximum Amount of Bonds or Notes: \$ 21,850
Period or Average Period of Usefulness: 10 years
Amount of Down Payment: \$ 1,150

- (o) Purpose: Installation of barrier free improvements to the Police department building, as per plans on file in the office of the Township Clerk, and including all work and materials necessary therefor or incidental thereto.

Appropriation and Estimated Cost: \$ 40,250

<u>Maximum Amount of Bonds or Notes:</u>	\$ 38,237
<u>Period or Average Period of Usefulness:</u>	10 years
<u>Amount of Down Payment:</u>	
	\$ 2,013

- (p) Purpose: Purchase of various equipment for the Township's Department of Public Works, including, but not limited to, two garage lifts, a plow for a 621 loader, a Sweep star 60 and lawn mower equipment, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$ 146,050
<u>Maximum Amount of Bonds or Notes:</u>	\$ 138,747
<u>Period or Average Period of Usefulness:</u>	15 years
<u>Amount of Down Payment:</u>	\$ 7,303

(q) The estimated maximum amount of bonds or notes to be issued for the several improvements or purposes is as stated in Section 2 hereof.

(r) The estimated cost of the several improvements or purposes is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than 99% of par and accrued interest, at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget, as applicable, of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and

amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or temporary capital budget, as applicable, and capital program as approved by the Director of the Division of Local Government Services is on file with the Township Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The several improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are improvements or purposes the Township may lawfully undertake as general improvements, and no part of the costs thereof have been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the several improvements or purposes, within the limitations of the Local Bond Law, computed on the basis of the respective amounts or obligations authorized for each improvement or purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 11.87079 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Township Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,425,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$195,650 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) The Township reasonably expects to commence acquisition and/or construction of the several improvements or purposes described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Township further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes

authorized by this bond ordinance, in an aggregate not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the several improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Township is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. The Township hereby covenants to take any action necessary or refrain from taking such action in order to preserve the exclusion from gross income of interest on the bonds and notes authorized hereunder which are issued as tax-exempt bonds as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section 10. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

ROLL CALL VOTE

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

Motion: Councilman de Stefan

2nd: Councilwoman Sieg

Ordinance #194-2008

AN ORDINANCE AMENDING ORDINANCE #0-10-04 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:

Section 1. The salary ranges per annum for the following officers and employees of the Township of River Vale in the Classified Service (staff) shall be as follows:

Accounts Payable/Tax Assessor Admin Assist.	\$30,000 - \$39,420
Administrative Secretary	\$26,126 - \$36,050
Associate Director of Social & Cultural Affairs	\$3,000
Bookkeeper (Library)	\$36,000 - \$38,500
Building Inspector	\$4,500 - \$7,500
Business Administrator	\$95,000 - \$130,750
Chief Financial Officer	\$70,000 - \$80,850
Chief of Police	\$110,000 - \$149,108
Children's Services (Library)	\$40,000 - \$43,500
Circulation Clerk Library (hourly rate)	\$11.00 - \$20.00
Code Enforcement Officer (hourly rate)	\$15.00 - \$20.00
Construction Code Official	\$35,000 - \$41,200
Council Members	\$3,000
Deputy Township Clerk	\$30,000 - \$36,761
Director of Athletics	\$5,000
Director of Emergency Management	\$3,000
Assistant OEM Director	\$500
Assistant Deputy OEM Director	\$1.00
Director of Law	\$3,100
Director of Public Works	\$70,000 - \$84,975
Director of Social & Cultural Affairs	\$5,000
Electrical Sub-Code Official	\$7,500 - \$13,000
Farmers Market Coordinator	\$1.00
Fire Inspector	\$2,000 - \$2,060
Fire Official	\$5,000 - \$6,180
Fire Sub-Code Official	\$3,000 - \$5,000
Health Services Division Nurse	\$20.00 - \$30.00
Joint Insurance Fund Coordinator	\$1.00
Land Use Administrator	\$31,815 - \$32,790
Library Director	\$63,000 - \$65,000
Library Page (hourly rate)	\$7.40 - \$10.00
Library Programming Assistant (hourly rate)	\$10.00 - \$12.00
Mayor	\$4,000
Municipal Court Administrator	\$40,000 - \$45,320
Municipal Court Clerk (hourly rate)	\$14.00 - \$25.00
Municipal Court Interpreter (hourly rate)	\$30.00 - \$60.00
Municipal Court Judge	\$13,000 - \$16,392
Municipal Court Prosecutor	\$7,000 - \$7,960
Municipal Planner (hourly rate)	\$100.00 - \$125.00
Municipal Public Defender (rate per case)	\$75.00 - \$150.00
Municipal Tax Assessor	\$15,000 - \$18,540
Municipal Tax Collector	\$5,200
Municipal Tax Collector Assistant	\$30,000 - \$36,071

Planning Board Attorney	\$2,200
Planning Board Engineer	\$1,200
Plumbing Sub-Code Official	\$4,000 - \$5,000
Police Captain	\$105,000 - \$125,330
Police Department Secretary	\$22,000 - \$26,126
Police Dispatcher	\$25,000 - \$40,845
Reference Librarian	\$46,000 - \$48,500
Reference Librarian (hourly rate)	\$25.00 - \$30.00
Registrar Vital Statistics	\$2,000
School Crossing Guard (hourly rate)	\$14.00 - \$17.00
Secretary (hourly rate)	\$12.00 - \$20.00
Senior Circulation Clerk (Library)	\$30,000 - \$34,500
Senior Clerk Typist Secretary	\$28,000 - \$36,050
Social Services Coordinator	\$5,000 - \$7,500
Summer Camp Directors	\$3,000 - \$4,200
Technical Assistant	\$25,000 - \$36,050
Township Attorney (hourly rate)	\$100.00 - \$125.00
Township Clerk	\$35,010 - \$40,000
Township Engineer (hourly rate)	\$100.00 - \$130.00
Transcriptionist (hourly rate)	\$15.00 - \$30.00
Zoning Board of Adjustment Attorney	\$2,200
Zoning Board of Adj. Engineer (Hourly)	\$100.00 - \$129.00
Zoning Official	\$3,000 - \$5,305

Section 2. The Mayor or his designee is hereby authorized to determine the salary of each employee within each salary range annually, such determination and salary to be effective the first day of each calendar year beginning 2008.

Section 3. All employees shall be paid on the 15th and 30th of every month as stipulated in the Township Personnel Manual except for changes required on account of calendar year requirements.

Section 4. All parts or ordinances inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistent parts, but nothing herein contained shall be construed to authorize any salary decrease. This ordinance shall take effect after passage in the manner provided by law, except that any and all such salary increases shall in all respects be subject to any provisions of law.

Section 5. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions of this ordinance.

ROLL CALL VOTE

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

Motion: Councilman Bromberg

2nd: Councilman de Stefan

Ordinance #195-2008

TOWNSHIP OF RIVER VALE BERGEN COUNTY, NEW JERSEY CALENDAR YEAR 2008 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET COST OF LIVING ALLOWANCE AND TO ESTABLISH A CAP BANK (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 2.5% 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 Township Council of the Township of River Vale in the County of Bergen finds its advisable and necessary to increase its CY 2008 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 Township Council hereby determines that a 1.0% increase in the budget of said year, amount to \$74,013 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Township Council 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 Township Council 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 2008 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 \$259,044, and that the CY 2008 municipal budget for the Township of River Vale be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that 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, Councilman Bromberg, Councilwoman Sieg and Council President voted yes. Councilman Matos was absent.

Motion: Councilman de Stefan

2nd: Councilwoman Sieg

Ordinance #196-2008

AN ORDINANCE OF THE TOWNSHIP OF RIVER VALE, COUNTY OF BERGEN AND STATE OF NEW JERSEY, SPECIFICALLY CHAPTER 33 OF THE NEW CODE ENTITLED "POLICE DEPARTMENT"

BE IT ORDAINED, by the Township Council of the Township of River Vale that Chapter 33 “Police Department”, Section 8 “Promotions” of the Code of the Township of River Vale is hereby amended in its entirety, as follows:

Section 8. Promotions.

A. The Township of River Vale desires to promote the most qualified candidates to positions of higher rank. This chapter establishes the eligibility requirements and the process for promotion to all higher ranks. The promotion process shall be on the basis of merit, experience, education, demonstrated ability, competitive examinations (for rank of lieutenant and below) as well as competitive written submissions (for rank of Captain and above). In accordance with N.J.S.A 40A:14-129, promotion of any officer shall be made from the membership of the Department. No person shall be eligible for promotion unless he or she shall have served as a full-time police officer in the Township of River Vale Police Department for a period of three years (N.J.S.A. 40A:14-130). No person shall be eligible for promotion to be a superior officer unless he or she has previously served as patrolman in such department or force (N.J.S.A. 40A:14-129).

B. Upon receiving instructions from the Mayor or his/her designee as provided by law to do so, the Chief of Police shall announce the promotional process to members of the Department at least 45 days before the written examination is to be given. The announcement shall be posted in common areas of the Department accessible to all members. The announcement shall contain at a minimum, the rank to be filled, the dates of the exams, source materials or reading lists from which exam questions will be taken or topics from which questions will be formulated. Candidates, who qualify, shall notify the Chief of Police of his or her interest in taking the examination by submitting a letter of interest no later than 10 calendar days after the promotion announcement. Such letter of interest shall include a statement that such candidate has read Chapter 33 “Police Department”, Section 8 “Promotions” of the Code of the Township of River Vale, that such candidate wishes to participate in the promotional process for the available position and that such candidate agrees to abide by all rules set forth in Chapter 33 “Police Department”, Section 8 “Promotions” of the Code with respect to the promotion process. In the event a candidate decides to not continue with the process the candidate shall promptly notify the Chief of Police in writing of his or her decision to not continue.

C. Where two or more candidates are ranked equally pursuant to the promotional procedure set forth herein, preference shall be given to the candidate who is first a resident over a nonresident pursuant to N.J.S.A. 40A:14-122.6 and then with the most seniority in service pursuant to N.J.S.A. 40A:14-129.

D. The Mayor or his/her designee as provided by law shall convene the reviewing committee for departmental promotions, which shall consist of the Mayor or his/her designee as provided by law, the Business Administrator and the Chief of Police (the “Reviewing Committee”).

E. Promotion Testing Procedure. The promotion testing procedure for the River Vale Police Department shall consist of written examination (and for promotions to Lieutenant or Captain a written submission as well) and an oral examination (and for promotions to Lieutenant or Captain an oral interview as well) in which all candidates will be given the same questions and a review of the candidates' service record, education, merit and seniority.

(1) Written examination/Written Submission.

(a) The written examination shall be supplied by a professional testing company; professional law enforcement organization or such other written examination approved by the Mayor or his/her designee as provided by law. To proceed to the oral portion of the examination procedure, a candidate must achieve a minimum score of 70% on the written portion.

(b) For all positions above the rank of sergeant, each candidate shall provide three copies of a written submission about themselves to the Business Administrator of the Township of River Vale. Such submission shall include, but not be limited to, the candidate's resume (training, education, experience, hobbies, awards, etc.) and a statement as to why such candidate should be promoted to the position sought.

(2) Oral examination(s)/Oral Interview.

(a) Candidates shall be notified, in writing, of their successful or unsuccessful completion of the written portion of the exam by the Chief of Police or his or her designee.

(b) Candidates that successfully achieve a score of 70% on the written examination shall be permitted to sit for an oral examination by the Reviewing Committee. The oral examination shall take place after the receipt of the written examination scores.

(c) Candidates must score at least 70 out of 100 in the oral examination to proceed to the next step in the promotional process.

(d) For all positions above the rank of sergeant the next step in the process will be an interview with the Mayor or his/her designee as provided by law, the Business Administrator and the Chief of Police. Candidates for positions below the rank of lieutenant will proceed from the oral exam directly to the review of service record.

(e) The interview with the Mayor or his/her designee as provided by law, the Business Administrator and the Chief of Police shall focus on leadership and management skills, knowledge of River Vale's form of government, knowledge of the Police Department Ordinance, familiarity with municipal budget process and knowledge of N.J.S.A. 40A:14-118. The Mayor, Business Administrator and Chief of Police shall grade each candidate on a one-hundred-point scale.

(3) Record review.

(a) Candidates that successfully achieve a score of 70% on the written examination or written submission and 70% on the oral examination shall proceed to the next step in the promotional process, the review of service record.

(b) The Reviewing Committee shall examine the length and merit of candidate's service. The examination process shall give specific weight to performance evaluations, seniority, military service, demonstrated leadership ability, education and disciplinary history.

(4) Scoring Procedure. The weight or percentage of each portion of the process shall be as follows:

(a) Sergeant.

- 1o Written test 30%
- 2o Oral exam 30%
- 3o Performance evaluations 20%
- 4o Leadership evaluation 10%
- 5o Seniority 5%
- 6o Education 5%
- 7 o Associates degree = 2.5%
- 8 o Bachelors degree = 5%
- 1 o Two years of active-duty military experience can be substituted for associates degree if honorably discharged.

- 2 o Associate's degree and two years of active-duty military experience will be worth 5% if honorably discharged.
- 3 o Military discipline shall be a minus depending on seriousness and freshness of record

(b) Lieutenant and Captain.

- 1o Written test 15%
- 2o Written submission 15%
- 3o Oral exam 15%
- 4o Interview with the Mayor, Chief of Police and Business Administrator 15%
- 5o Performance evaluations 20%
- 6o Leadership evaluation 10%
- 7o Seniority 5%
- 8o Education 5%
- 9 o Associates degree = 2.5%
- 10 o Bachelors degree = 5%
- 4 o Two years of active-duty military experience can be substituted for associates degree if honorably discharged.
- 5 o Associate's degree and two years of active-duty military experience will be worth 5% if honorably discharged.
- 6 o Police discipline shall be a minus depending on seriousness and freshness of record.

F. The review committee shall rank each candidate based on the total score as outlined above. The candidates shall then be ranked from the highest to lowest based on score. The list shall include the candidates' names and the final scores.

G. The review committee shall then submit the results of the process listing the breakdowns and final scores of the candidates and any other information that may be pertinent to the Mayor for final decision.

H. Candidates who achieve an overall score of 70% or greater shall be placed on a one-year promotional list.

I. Eligibility for Testing. All candidates for promotion must have served three years with Township of River Vale as a full-time police officer by the date of written test in order to be eligible to participate in the promotional process. Promotions to the rank of sergeant shall be open to patrolmen. When a vacant sergeant position exists or is anticipated, a promotional process may be administered and a separate list created and the sergeant list will consist of patrolmen who successfully complete the process.

J. Promotions to ranks above sergeant shall be open to members of the next lowest rank, unless the Mayor, in the best interest of the Department, chooses to test a wider pool of candidates, in which case he or she may open testing to the two next lowest ranks (a pool of less than three eligible candidates will not generally be considered "in the best interest of the Department"). An officer who tests for a higher rank and does not achieve the 70% score necessary to make the promotion list referred to in Section-H is ineligible to take an exam for that rank or a higher rank, for a period of one year from the date of the promotion list.

ROLL CALL VOTE

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

HEARING OF THE PUBLIC

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

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

ADJOURNMENT

Motion by Councilman de Stefan; seconded by Councilman Bromberg to adjourn meeting at 8:58 pm

ATTEST:
Karen Padva
Acting Township Clerk

Glen Jasionowski
Council President