

AGENDA
MAYOR & COUNCIL MEETING
April 9, 2019
8:15 p.m.

Mayor Misciagna calls meeting to order at:

Pledge of Allegiance to the Flag

ROLL CALL:

Present:
Absent:
Also Present:

Mayor Misciagna Reads Compliance Statement, as required by Open Public Meeting Act, P.L. 1975, Chapter 231.

SUSPEND THE REGULAR ORDER OF BUSINESS

Mayor Misciagna calls for a motion to suspend the regular order of business for the presentation of Certificates of Commendation for the PRAA Iron Man Recreational Soccer Awards, PRAA Iron Woman Recreational Soccer Awards and Certificates of Recognition to the PRAA 5th/6th Grade Girls Soccer Team/Snow Owls – 2018 Undefeated Season

A motion was made by _____ and seconded by _____ to confirm.

Roll Call:

CERTIFICATES OF COMMENDATION
PRAA IRON MAN RECREATIONAL SOCCER AWARDS

Ryan Amorese
Paul Belasic
Justin DePasquale
Brian Friedlander
Nicholas Fuchs
Shane McCusker
Aidan Palacio
Dean Rehak
Nicholas Stallone
Ryan Stewart
Matthaus Thalmann

CERTIFICATES OF COMMENDATION
PRAA IRON WOMAN RECREATIONAL SOCCER AWARDS

Shaye Disanza
Gianna Pulvirenti
Neve Roche
Lindsey Roth
Allison Schwartz
Sara Tully
Olivia Walder
Francesca Winterson

**CERTIFICATES OF RECOGNITION
PRAA 5th/6th GRADE GIRLS SOCCER TEAM/SNOW OWLS
2018 UNDEFEATED SEASON**

Coaches: Frank Izzo, Nick Loconsole & Jason Roth

Alyssa Browne
Hailey Browne
Stacy Caracozza
Fiona Curran
Elizabeth Gibbons
Lori Graham
Alexis Iula
Mia Izzo
Annika Kivisikk
Gabriella Loconsole
Ava Peirano
Gianna Quinde
Taylor Roth
Alexandra Shenloogian
Lilly Watson
Madelyn Watson

AGENDA CHANGES

PUBLIC PRIVILEGE OF THE FLOOR:

Mayor Misciagna asks if anyone present wishes to be heard on any matter.

Upon recognition by the Mayor, the person shall proceed to the floor and give his/her name and address in an audible tone of voice for the records. Unless further time is granted by the Council, he/she shall limit his/her statement to five (5) minutes. Statements shall be addressed to the Council as a body and not to any member thereof. No person, other than the person having the floor, shall be permitted to enter into any discussion, without recognition by the Mayor.

Speaker:

ORDINANCES – INTRODUCTION

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2019 - 012**

**BOROUGH OF PARK RIDGE – CALENDAR YEAR 2019
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)**

Mayor Misciagna asks for a motion to introduce on first reading Ordinance No. 2019-012, An Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank (N.J.S.A. 40A:4-45.14) for the Borough of Park Ridge – Calendar Year 2019

A motion was made by _____ and seconded by _____ to confirm.

Roll Call:

Mayor Misciagna asks the **Borough Clerk** to read the Ordinance by title.

Borough Clerk: Ordinance No. 2019-012, An Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank (N.J.S.A. 40A:4-45.14) for the Borough of Park Ridge – Calendar Year 2019

Mayor Misciagna asks the **CFO** to give a brief description of this Ordinance.

Durene Ayer:

Mayor Misciagna asks if anyone wishes to be heard concerning the introduction of this ordinance.

Speaker:

Mayor Misciagna asks for a motion to pass this ordinance on the first reading by title and it be published in full in The Ridgewood News with Notice of Public Hearing to be held on April 23, 2019.

A motion was made by _____ and seconded by _____ to confirm.

Roll Call:

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2019 - 013**

**AN ORDINANCE AMENDING CHAPTER 26 OF THE CODE OF THE BOROUGH OF
PARK RIDGE - ENTITLED: POLICE DEPARTMENT TO AMEND THE NUMBER OF
LIEUTENANTS AND SERGEANTS**

Mayor Misciagna asks for a motion to introduce on first reading Ordinance No. 2019-013, An Ordinance Amending Chapter 26 of the Code of the Borough of Park Ridge -- Entitled: Police Department to Amend the Number of Lieutenants and Sergeants

A motion was made by _____ and seconded by _____ to confirm.

Roll Call:

Mayor Misciagna asks the **Borough Clerk** to read the Ordinance by title.

Borough Clerk: Ordinance No. 2019-013, An Ordinance Amending Chapter 26 of the Code of the Borough of Park Ridge -- Entitled: Police Department to Amend the Number of Lieutenants and Sergeants

Mayor Misciagna asks the **Borough Attorney** to give a brief description of this Ordinance.

Carmine Alampi:

Mayor Misciagna asks if anyone wishes to be heard concerning the introduction of this ordinance.

Speaker:

Mayor Misciagna asks for a motion to pass this ordinance on the first reading by title and it be published in full in The Ridgewood News with Notice of Public Hearing to be held on April 23, 2019.

A motion was made by _____ and seconded by _____ to confirm.

Roll Call

ORDINANCES – PUBLIC HEARING

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2019 - 010**

BOND ORDINANCE TO APPROPRIATE AN ADDITIONAL SUM OF \$540,000 FOR THE 2019 ROAD, CURB, DRAINAGE AND SIDEWALK IMPROVEMENT PROGRAM IN, BY AND FOR THE BOROUGH OF PARK RIDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE FEDERAL AND STATE GRANTS, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH ADDITIONAL APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

Mayor Misciagna asks for a motion to open the Public Hearing on Ordinance No. 2019-010, A Bond Ordinance to appropriate an additional sum of \$540,000 for the 2019 Road, Curb, Drainage & Sidewalk Improvement Program

A motion was made by _____ and seconded by _____ to confirm.

Roll Call:

Mayor Misciagna asks the **Borough Clerk** to read the Ordinance by title.

Borough Clerk: Ordinance No. 2019-010, A Bond Ordinance to appropriate an additional sum of \$540,000 for the 2019 Road, Curb, Drainage and Sidewalk Improvement Program in, by and for the Borough of Park Ridge, in the County of Bergen, State of New Jersey, to appropriate Federal and State Grants, to make a down payment, to authorize the issuance of Bonds to finance such additional appropriation and to provide for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds.

Mayor Misciagna asks the **CFO** to give a brief description of this Ordinance.

Durene Ayer:

Mayor Misciagna asks if anyone wishes to be heard concerning the adoption of this Ordinance.

Speaker:

Mayor Misciagna asks for a motion to close the Public Hearing on this Ordinance and that it be adopted with notice of final passage to be published in The Ridgewood News.

A motion was made by _____ and seconded by _____ to confirm.

Roll Call

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2019 - 011**

AN ORDINANCE TO AMEND CHAPTER 87, ARTICLE XI OF THE CODE OF THE BOROUGH OF PARK RIDGE, NEW JERSEY - ENTITLED: "SUBDIVISION AND SITE PLAN REVIEW"

Mayor Misciagna asks for a motion to open the Public Hearing on Ordinance No. 2019-011, An Ordinance to Amend Chapter 87, Article XI of the Code of the Borough of Park Ridge, New Jersey – Entitled: "Subdivision and Site Plan Review"

A motion was made by _____ and seconded by _____ to confirm.

Roll Call:

Mayor Misciagna asks the **Borough Clerk** to read the Ordinance by title.

Borough Clerk: Ordinance No. 2019-011, An Ordinance to Amend Chapter 87, Article XI of the Code of the Borough of Park Ridge, New Jersey – Entitled: “Subdivision and Site Plan Review”

Mayor Misciagna asks the **Borough Attorney** to give a brief description of this Ordinance.

Carmine Alampi:

Mayor Misciagna asks if anyone wishes to be heard concerning the adoption of this Ordinance.

Speaker:

Mayor Misciagna asks for a motion to close the Public Hearing on this Ordinance and that it be adopted with notice of final passage to be published in The Ridgewood News.

A motion was made by _____ and seconded by _____ to confirm.

Roll Call

INTRODUCTION OF 2019 MUNICIPAL BUDGET

Mayor Misciagna announces that the 2019 Municipal Budget is being introduced tonight, and asks Councilmember Mintz, as Finance Committee Chair, to present the Budget for introduction.

Councilmember Mintz:

Mayor Misciagna asks the **Borough Clerk** to read the Budget Resolution.

Magdalena Giandomenico:

Borough of Park Ridge Resolution No. 019-105 – Introduction of 2019 Budget

BE IT RESOLVED, that the following statement of revenues and appropriations attached hereto constitute the local Budget of the Borough of Park Ridge, Bergen County, New Jersey for the year 2019.

BE IT FURTHER RESOLVED, that the said Budget be published in The Record in the issue of April 24, 2019, and that a hearing on the Budget will be held at the Borough Hall on May 14, 2019 at 8:15 PM or as soon thereafter as the matter may be reached.

Mayor Misciagna asks for a motion to introduce the 2019 Municipal Budget and that the budget be published in The Record with a Public Hearing to be held on May 14, 2019.

A motion was made by _____ and seconded by _____ to confirm.

Roll Call:

CONSENT AGENDA:

Mayor Misciagua asks if any Councilmember would like to have any resolution removed from the Consent Agenda and placed under New Business.

Speaker:

Mayor Misciagna asks if any Council member would like to abstain from voting on any Resolution on the Consent Agenda.

Speaker:

Mayor Misciagna asks for a motion to accept the Consent Agenda (with the abstentions so noted).

A motion was made by _____ and seconded by _____ to confirm.

Roll Call:

RESOLUTIONS:

- Res. No. 019-104 – Cancellation of Water Utility Capital Improvement Authorization Balances
- Res. No. 019-105 – Introduction of 2019 Budget
- Res. No. 019-106 – Cancellation of Electric Utility Capital Improvement Authorization Balances
- Res. No. 019-107 – State Training Fees Q1 2019
- Res. No. 019-108 – Confirm Endorsement of Community Development Projects
- Res. No. 019-109 – Authorize Contract Renewal for Projection System – Office Business Systems, Inc.
- Res. No. 019-110 – Authorizing Engineering Services – Purchase Materials Associated with Electric Distribution System – Well 21 – Crew Engineering
- Res. No. 019-111 – Refund of Summer Camp Early Bird Registration
- Res. No. 019-112 – Authorizing Refund of Redemption Monies to Outside Lienholder
- Res. No. 019-113 – Temporary Budget Amendment #5
- Res. No. 019-114 – Award of Bid For Pool Concession – Pete & Mary's Refreshment Stand
- Res. No. 019-115 – Payment of Bills - Utility
- Res. No. 019-116 – Payment of Bills – Borough

COMMUNICATIONS:

OLD BUSINESS:

NEW BUSINESS:

APPROVAL OF MINUTES

Mayor Misciagna asks for a motion to approve the minutes as follows:

Closed and Work Session Minutes Dated March 26, 2019
Public Hearing Minutes Dated February 12, 2019
Public Hearing Minutes Dated February 26, 2019

A motion was made by _____ and seconded by _____ to confirm.

Roll Call:

ADJOURN

A motion was made by _____ and seconded by _____ to adjourn the Regular Mayor and Council meeting. Meeting adjourned at _____ P.M.

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2019 - 012**

**BOROUGH OF PARK RIDGE
BERGEN COUNTY, NEW JERSEY
CALENDAR YEAR 2019 ORDINANCE TO EXCEED
THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A GAP 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 up to 2.5% or the cost of living adjustment, whichever is less, unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, the cost of living adjustment for calendar year 2019 budget is calculated at 2.5% pursuant to N.J.S.A. 40A:4-45.2 and amounts to \$252,208; 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 Borough Council of the Borough of Park Ridge in the County of Bergen finds it's advisable and necessary to increase its CY 2019 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 Borough Council hereby determines that an additional 1.0% increase in the budget of said year, amounting to \$100,883 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Borough 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 Borough Council of the Borough of Park Ridge, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the 2019 budget year, the final appropriations of the Borough of Park Ridge shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$353,091, and that the 2019 municipal budget for the Borough of Park Ridge 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.

Adopted . . . / . . . / . . . on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Epstein						
Farinaro						
Ferguson						
Metzdorf						
Mintz						
Capilli						

APPROVED:

KEITH J. MISCIAGNA, MAYOR

Attest:

Magdalena Giandomenico
Borough Clerk

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2019 - 013**

**AN ORDINANCE AMENDING CHAPTER 26 OF THE CODE OF THE
BOROUGH OF PARK RIDGE - ENTITLED: POLICE DEPARTMENT
TO AMEND THE NUMBER OF LIEUTENANTS AND SERGEANTS**

WHEREAS, the Chief of Police has recommended an increase in the number of Police Department Lieutenants from one position to two positions and an increase in the number of Police Department Sergeants from four positions to five positions;

WHEREAS, the Mayor and Council of the Borough of Park Ridge believe this action will be in the best interest of the Borough and its citizens;

NOW, BE IT ORDAINED by the Borough Council of the Borough of Park Ridge, in the County of Bergen and State of New Jersey that Chapter 26 of the Code of the Borough of Park Ridge be and is hereby amended as follows:

SECTION ONE:

**Article II
Organization**

§ 26-2. Members; appointment.

A. The Police Department shall consist of the following officers and ranks which have been created and are continued as follows:

- (1) Chief of Police (not to exceed one position).
- (2) Captain(s) (not to exceed one position).
- (3) Lieutenant(s) (not to exceed two positions);
- (4) Sergeant(s) (not to exceed five positions);
- (5) Police Officers (not to exceed 12 positions).

B. The number of members of the Police Department shall be under the absolute control of the governing body of the Borough of Park Ridge. The governing body shall appoint such officers into such ranks as it deems necessary. The creation of positions and ranks does not require the Mayor and Council to appoint an officer to that position. All appointments of the Police Department shall be in the discretion of the Mayor and Council.

SECTION TWO: All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency only.

SECTION THREE: The provisions of this ordinance are hereby declared to be severable. Should any section, paragraph, subparagraph, provision, sentence, or part hereof be declared invalid or unconstitutional, said finding shall not affect any other section, paragraph, subparagraph, provision, sentence, or part thereof and the remainder of this Ordinance shall be deemed valid and effective.

SECTION FOUR: This Ordinance shall take effect immediately following final passage, adoption and publication as provided by law.

Adopted ___/___/___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Rpstein						
Farinaro						
Ferguson						
Metzdorf						
Mintz						
Capilli						

APPROVED:

KEITH J. MISCIAGNA, MAYOR

Attest:

Magdalena Giandomenico
Borough Clerk

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2019 - 010**

BOND ORDINANCE TO APPROPRIATE AN ADDITIONAL SUM OF \$540,000 FOR THE 2019 ROAD, CURB, DRAINAGE AND SIDEWALK IMPROVEMENT PROGRAM IN, BY AND FOR THE BOROUGH OF PARK RIDGE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE FEDERAL AND STATE GRANTS, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH ADDITIONAL APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

WHEREAS, the Borough Council of the Borough of Park Ridge has heretofore authorized the undertaking of the 2019 Road, Curb, Drainage and Sidewalk Improvement Program at various locations in, by and for the Borough, and appropriated the sum of \$846,000 therefor pursuant to Ordinance No. 2019-008 adopted by the Borough Council of said Borough on March 12, 2019; and

WHEREAS, the Borough Council now finds and determines that the additional sum of \$540,000 is required for such improvements, NOW, THEREFORE,

BE IT ORDAINED by the Borough Council of the Borough of Park Ridge, in the County of Bergen, State of New Jersey (the "Borough"), as follows:

Section 1. The additional sum of \$540,000 is hereby appropriated to the payment of the cost of the improvements authorized by Ordinance No. 2019-008 adopted by the Borough Council of the Borough on March 12, 2019 (the "Prior Ordinance"). Said additional appropriation shall be met from the proceeds of the sale of the bonds authorized, and the Federal and State grants and the down payment appropriated, by this ordinance. Said improvements have been and shall be made as general improvements and no part of the cost thereof has been nor shall be assessed against property specially benefited.

Section 2. It is hereby determined and stated that (1) the making of such improvements (hereinafter referred to as "purpose") is not a current expense of said Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of said Borough pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose authorized by the Prior Ordinance is \$1,386,000, including the sum of \$846,000 appropriated by the Prior Ordinance and the \$540,000 appropriated by this ordinance, and (4) \$83,500 of said sum is to be provided by the Federal grant hereinafter appropriated to finance said purpose, and (5) \$288,800 of said sum is to be provided by the State grant hereinafter

appropriated to finance said purpose, and (6) \$50,685 of said sum is to be provided by the down payment, including the \$42,300 appropriated by the Prior Ordinance and the \$8,385 hereinafter appropriated to finance said purpose, and (7) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$963,015, including the \$803,700 authorized by the Prior Ordinance and the \$159,315 hereinafter authorized, and (8) the cost of such purpose includes the aggregate amount of \$135,600, including the sum of \$95,000 stated in the Prior Ordinance and the sum of \$40,600 hereby stated, which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 3. The sum of \$83,500 received or to be received as a grant from the Bergen County Community Development Program, pursuant to the Federal Housing and Community Development Act, is hereby appropriated to the payment of the cost of the improvements to Woodland Street, Terrace Street and Oakland Street.

Section 4. The sum of \$288,800 received or to be received as a grant from the New Jersey Department of Transportation is hereby appropriated to the payment of the cost of the improvements to Mill Road.

Section 5. It is hereby determined and stated that moneys exceeding \$8,385, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough, are now available to finance said purpose. The sum of \$8,385 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 6. To finance said purpose, bonds of said Borough of an aggregate principal amount not exceeding \$159,315 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 7. To finance said purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$159,315 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued.

If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 8. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 9. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of ten years computed from the date of said bonds.

Section 10. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$159,315 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by the Local Bond Law.

Section 11. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose (other than the Federal and State grants hereinbefore appropriated which shall be applied to the cost of such purpose, but shall not be applied to the payment of outstanding bond anticipation notes and the reduction of the amount of bonds authorized), shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 12. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 13. The Borough intends to issue bonds or notes to finance the cost of the improvements authorized by the Prior Ordinance and described herein. If the Borough incurs such costs prior to the issuance of such bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this ordinance.

Section 14. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 15. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Adopted ___/___/___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Epstein						
Farinaro						
Ferguson						
Metzdorf						
Mintz						
Capilli						

APPROVED:

KEITH J. MISCIAGNA, MAYOR

Attest:

Magdalena Giandomenico
Borough Clerk

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2019 - 011**

**AN ORDINANCE TO AMEND CHAPTER 87, ARTICLE XI OF THE
CODE OF THE BOROUGH OF PARK RIDGE, NEW JERSEY -
ENTITLED: "SUBDIVISION AND SITE PLAN REVIEW"**

BE IT ORDAINED by the Mayor and Council of the Borough of Park Ridge, County of Bergen, State of New Jersey, as follows:

Chapter 87, Article XI of the Code of the Borough of Park Ridge, Subdivision and Site Plan Review, Sections 87-51 through 87-58 inclusive, be and are hereby repealed in their entirety and replaced by the following §87-51 through §87-58. §87-59 Remains as originally noted in Ordinance 80-10.

ARTICLE XI

Performance and Maintenance Guarantees.

§87-51. Developer's Agreement.

With respect to all applications for subdivision and site plan approval, the Borough of Park Ridge Planning Board shall condition any such approval upon the execution of a developer's agreement between the Borough of Park Ridge Planning Board (the "Board") and the applicant specifying, in part, off-site, on-tract or off-tract improvements, public improvements, bonding requirements, escrow requirements, other conditions imposed by the Borough and such other terms and conditions as the Borough deems appropriate. The Board may waive the requirement of a developer's agreement in appropriate circumstances. Unless so waived, no certificate of occupancy or building permit shall be issued respecting any application for development requiring subdivision or site plan approval unless the applicant has entered into a developer's agreement of a form specified herein.

§87-52. Furnishing of performance guarantees; improvements.

- A. Before filing of final subdivision plats or recording of minor subdivision deeds or as a condition of final site plan approval or as a condition to the issuance of a zoning permit pursuant to subsection d. of Section 52 of P.L. 1975, c. 291 (C.40:55D-65), or as a condition of approval of a permit update under the State Uniform Construction Code for the purpose of updating the name and address of the owner of property on a construction permit, the Borough shall require and shall accept in accordance with the standards set forth hereinbelow and regulations adopted pursuant to Section 1 of P.L. 1999, c. 68 (C. 40:55D-53a) for the purpose of assuring the installation and maintenance of certain on-tract improvements, the furnishing of a performance guarantee, and provision for a maintenance guarantee as set forth in this Section.
- (1) The developer shall furnish a performance guarantee in favor of the Borough in an amount not to exceed 120% of the cost of installation of only those improvements required by an approval or developer's agreement, ordinance, or regulation to be dedicated to a public entity, and that have not yet been installed, which cost shall be determined by the Borough Engineer, according to the method of calculation set forth in Section 15 of P.L. 1991, c. 256 (C. 40:55D-53.4), for the following improvements as shown on the approved plans or plat:
- (a) Streets.
 - (b) Pavement.
 - (c) Gutters.
 - (d) Curbs.
 - (e) Sidewalks.

- (f) Street lighting.
 - (g) Street trees.
 - (h) Surveyor's monuments, as shown on the final map and required by "the map filing law," P.L. 1960, c. 141 (C. 46:23-9.9 et seq.; repealed by Section 2 of P.L. 2011, C. 217) or N.J.S.A. 46:26B-1 through N.J.S.A. 46:26B-8.
 - (i) Water mains.
 - (j) Sanitary sewers.
 - (k) Community septic systems.
 - (l) Drainage structures.
 - m) Public improvements of open space; and
 - (n) Any grading necessitated by the preceding improvements.
- (2) The developer shall also furnish a performance guarantee to include, within an approved phase or section of a development, privately-owned perimeter buffer landscaping, as required by the Borough Code or imposed as a condition of approval. At a developer's option, a separate performance guarantee may be posted for the privately-held perimeter buffer landscaping.
- (3) The Borough Engineer shall prepare an itemized cost estimate of the improvements covered by the performance guarantee, which itemized cost estimate shall be appended to each performance guarantee posted by the obligor.

§87-52-1.

Safety and Stabilization.

- A. The developer shall also furnish to the Borough a "safety and stabilization guarantee" in favor of the Borough. At the developer's option, a "safety and stabilization guarantee" may be furnished either as a separate guarantee or as a line item of the performance guarantee. A "safety and stabilization guarantee" shall be available to the Borough solely for the purpose of returning property that has been disturbed to a safe and stable condition or otherwise implementing measures to protect the public from access to an unsafe or unstable condition, only in the circumstance that:
- (1) Site disturbance has commenced and, thereafter, all work on the development has ceased for a period of at least 60 consecutive days following such commencement for reasons other than force majeure.
 - (2) Work has not recommenced within 30 days following the provision of written notice by the Borough to the developer of the Borough's intent to claim payment under the guarantee.
 - (3) The Borough shall not provide notice of its intent to claim payment under a "safety and stabilization guarantee" until a period of at least 60 days has elapsed during which all work on the development has ceased for reasons other than force majeure. The Borough shall provide written notice to the developer by certified mail or other form of delivery providing evidence of receipt.
 - (4) The amount of a "safety and stabilization guarantee" for a development with bonded improvements in an amount not exceeding \$100,000 shall be \$5,000.

- (5) The amount of a "safety and stabilization bond guarantee" for a development with bonded improvements exceeding \$100,000 shall be calculated as a percentage of the bonded improvement costs of the development or phase of development as follows:
 - (a) \$5,000 for the first \$100,000 of bonded improvement costs, plus two and a half percent of bonded improvement costs in excess of \$100,000 up to \$1,000,000, plus
 - (b) One percent of bonded improvement costs in excess of \$1,000,000.
- (6) The Borough shall release a separate "safety and stabilization guarantee" to a developer upon the developer's furnishing of a performance guarantee which includes a line item for safety and stabilization in the amount required under this paragraph.
- (7) The Borough shall release a "safety and stabilization guarantee" upon the Borough Engineer's or other municipal official's (designated by ordinance) determination that the development of the project site has reached a point that the improvements installed are adequate to avoid any potential threat to public safety.

§87-52-2. Temporary Certificate of Occupancy; Guarantee.

- A. In the event that the developer shall seek a temporary certificate of occupancy for a development, unit, lot, building, or phase of development, as a condition of the issuance thereof, the developer shall furnish a separate guarantee, referred to herein as a "temporary certificate of occupancy guarantee," in favor of the Borough in an amount equal to 120% of the cost of installation of only those improvements or items which remain to be completed or installed under the terms of the temporary certificate of occupancy and which are required to be installed or completed as a condition precedent to the issuance of the permanent certificate of occupancy for the development, unit, lot, building or phase of development and which are not covered by an existing performance guarantee. Upon posting of a "temporary certificate of occupancy guarantee," all sums remaining under a performance guarantee previously furnished by the developer which relate to the development, unit, lot, building, or phase of development for which the temporary certificate of occupancy is sought, shall be released. The scope and amount of the "temporary certificate of occupancy guarantee" shall be determined by the Borough Engineer or such other municipal official designated by ordinance. The "temporary certificate of occupancy guarantee" shall be released by the Borough Engineer or other municipal official designated by ordinance upon the issuance of a permanent certificate of occupancy with regard to the development, unit, lot, building, or phase as to which the temporary certificate of occupancy relates.

§87-52-3. Acceptance of Performance Guarantee from Successor Developer.

- A. The Borough may accept a performance guarantee in favor of the municipality from a successor developer as a replacement for a performance guarantee that was previously furnished, pursuant to section 41 of P.L. 1975, c.291 (C.40:55D-53), for the purpose of assuring the installation of improvements. The Borough shall not accept a replacement performance guarantee without securing:

- (1) written confirmation from the new obligor that the intent of the new obligor is to furnish a replacement performance guarantee, relieving the predecessor obligor and surety, if any, of any obligation to install improvements, and
 - (2) written verification from the Borough engineer that the replacement performance guarantee is of an amount sufficient to cover the cost of the installation of improvements, but not to exceed 120% of the cost of the installation, which verification shall be determined consistent with section 41 of P.L. 1975, c.291 (C.40:55D-53).
- B. An approving authority shall notify the governing body whenever it accepts a replacement performance guarantee. Notice shall contain a copy of the written confirmation of the new obligor's intent to furnish a replacement performance guarantee and the municipal engineer's written verification of the sufficiency of the amount of that replacement performance guarantee.
- C. Within 30 days after receiving notice from the approving authority of its acceptance of a replacement performance guarantee, the governing body, by resolution, shall release the predecessor obligor from liability pursuant to its performance guarantee.

§87-53. Maintenance Guarantee.

- A. Prior to the release of a performance guarantee required pursuant to this Section, the developer shall post with the Borough a maintenance guarantee in an amount not to exceed 15% of the cost of the installation of the improvements which are being released.
- (1) The developer shall post with the Borough, upon the inspection and issuance of final approval of the following private site improvements by the Borough Engineer, a maintenance guarantee in an amount not to exceed 15% of the cost of the installation of the following private site improvements, which cost shall be determined according to the method of calculation set forth in section 15 of P.L.1991, c.256 (C.40:55D-53.4):
 - (a) Stormwater management basins;
 - (b) In-flow and water quality structures within the basins; and
 - (c) The out-flow pipes and structures of the stormwater management system, if any.
 - (2) The term of the maintenance guarantee shall be for a period not to exceed two years and shall automatically expire at the end of the established term.

§87-54. Other Agencies; Utilities.

In the event that other governmental agencies or public utilities automatically will own the utilities to be installed or the improvements are covered by a performance or maintenance guarantee to another governmental agency, no performance or maintenance guarantee, as the case may be, shall be required by the Borough for such utilities or improvements.

§87-55.

Regulations Concerning Performance Guarantees.

- A. The time allowed for installation of the bonded improvements for which the performance guarantee has been provided may be extended by the governing body by resolution. As a condition or as part of any such extension, the amount of any performance guarantee shall be increased or reduced, as the case may be, to an amount not to exceed 120% of the cost of the installation, which cost shall be determined by the Borough Engineer according to the method of calculation set forth in section 15 of P.L. 1991, c. 256 (C. 40:55D-53.4) as of the time of the passage of the resolution.
- B. If the required bonded improvements are not completed or corrected in accordance with the performance guarantee, the obligor and surety, if any, shall be liable thereon to the Borough for the reasonable cost of the improvements not completed or corrected, and the Borough may either prior to or after the receipt of the proceeds thereof complete such improvements. Such completion or correction of improvements shall be subject to the public bidding requirements of the "Local Public Contracts Law," P.L. 1971, c. 198 (C. 40A:11-1 et seq.).
- C. Upon substantial completion of all required street improvements (except for the top course) and appurtenant utility improvements, and the connection of same to the public system, the obligor may request of the governing body in writing, by certified mail addressed in care of the Borough Clerk, that the Borough Engineer prepare, in accordance with the itemized cost estimate prepared by the Borough Engineer and appended to the performance guarantee pursuant to this Section, a list of all uncompleted or unsatisfactory completed bonded improvements. If such a request is made, the obligor shall send a copy of the request to the Borough Engineer. The request shall indicate which bonded improvements have been completed and which bonded improvements remain uncompleted in the judgment of the obligor. Thereupon the Borough Engineer shall inspect all bonded improvements covered by obligor's request and shall file a detailed list and report, in writing, with the governing body, and shall simultaneously send a copy thereof to the obligor not later than 45 days after receipt of the obligor's request.
 - (1) The list prepared by the Borough Engineer shall state, in detail, with respect to each bonded improvement determined to be incomplete or unsatisfactory, the nature and extent of the incompleteness of each incomplete improvement or the nature and extent of, and remedy for, the unsatisfactory state of each completed bonded improvement determined to be unsatisfactory. The report prepared by the Borough Engineer shall identify each bonded improvement determined to be complete and satisfactory together with a recommendation as to the amount of reduction to be made in the performance guarantee relating to the completed and satisfactory bonded improvement, in accordance with the itemized cost estimate prepared by the Borough Engineer and appended to the performance guarantee pursuant to subsection a. of this section.

- (2) The Governing Body, by Resolution, shall either approve the bonded improvements determined to be complete and satisfactory by the Borough Engineer, or reject any or all of these bonded improvements upon the establishment in the resolution of cause for rejection, and shall approve and authorize the amount of reduction to be made in the performance guarantee relating to the improvements accepted, in accordance with the itemized cost estimate prepared by the Borough Engineer and appended to the performance guarantee pursuant to this Section. This resolution shall be adopted not later than 45 days after receipt of the list and report prepared by the Borough Engineer. Upon adoption of the resolution by the governing body, the obligor shall be released from all liability pursuant to its performance guarantee with respect to those approved bonded improvements, except for that portion adequately sufficient to secure completion or correction of the improvements not yet approved; provided that 30% of the amount of the total performance guarantee and "safety and stabilization guarantee" posted may be retained to ensure completion and acceptability of all improvements. The "safety and stabilization guarantee" shall be reduced by the same percentage as the performance guarantee is being reduced at the time of each performance guarantee reduction.
- (3) For the purpose of releasing the obligor from liability pursuant to its performance guarantee, the amount of the performance guarantee attributable to each approved bond improvement shall be reduced by the total amount for each such improvement, in accordance with the itemized cost estimate prepared by the Borough Engineer and appended to the performance guarantee pursuant to subsection a. of this section, including any contingency factor applied to the cost of installation. If the sum of the approved bonded improvements would exceed 70 percent of the total amount of the performance guarantee, then the Borough may retain 30 percent of the amount of the total performance guarantee and "safety and stabilization guarantee" to ensure completion and acceptability of all bonded improvements, as provided above, except that any amount of the performance guarantee attributable to bonded improvements for which a "temporary certificate of occupancy guarantee" has been posted shall be released from the performance guarantee even if such release would reduce the amount held by the Borough below 30 percent.
- (4) If the Borough Engineer fails to send or provide the list and report as requested by the obligor pursuant to this Section within 45 days from receipt of the request, the obligor may apply to the court in a summary manner for an order compelling the Borough Engineer to provide the list and report within a stated time and the cost of applying to the court, including reasonable attorney's fees, may be awarded to the prevailing party.

- (5) If the governing body fails to approve or reject the bonded improvements determined by the Borough Engineer to be complete and satisfactory or reduce the performance guarantee for the complete and satisfactory improvements within 45 days from the receipt of the Borough Engineer's list and report, the obligor may apply to the court in a summary manner for an order compelling, within a stated time, approval of the complete and satisfactory improvements and approval of a reduction in the performance guarantee for the approvable complete and satisfactory improvements in accordance with the itemized cost estimate prepared by the Borough Engineer and appended to the performance guarantee pursuant to this Section; and the cost of applying to the court, including reasonable attorney's fees, may be awarded to the prevailing party.
 - (6) In the event that the obligor has made a cash deposit with the Borough or approving authority as part of the performance guarantee, then any partial reduction granted in the performance guarantee pursuant to this subsection shall be applied to the cash deposit in the same proportion as the original cash deposit bears to the full amount of the performance guarantee, provided that if the developer has furnished a "safety and stabilization guarantee," the Borough may retain cash equal to the amount of the remaining "safety and stabilization guarantee."
- D. If any portion of the required bonded improvements is rejected, the approving authority may require the obligor to complete or correct such improvements and, upon completion or correction, the same procedure of notification, as set forth in this Section shall be followed.
- E. Nothing herein shall be construed to limit the right of the obligor to contest by legal proceedings any determination of the governing body or the Borough Engineer.

§87-56. Regulations Concerning Inspection Fees.

- A. The obligor shall reimburse the Borough for reasonable inspection fees paid to the Borough Engineer for the foregoing inspection of improvements; which fees shall not exceed the sum of the amounts set forth hereinbelow. The Borough shall require the developer to post the inspection fees in escrow in an amount:
- (1) Not to exceed, except for extraordinary circumstances, the greater \$500 or 5% of the cost of bonded improvements that are subject to a performance guarantee under this Section; and
 - (2) Not to exceed 5% of the cost of private site improvements that are not subject to a performance guarantee under this Section, which cost shall be determined pursuant to Section 15 of P.L. 1991, c. 256 (C. 40:55D-53.4).
- B. For those developments for which the inspection fees total less than \$10,000, fees may, at the option of the developer, be paid in two instalments. The initial amount deposited in escrow by a developer shall be 50% of the inspection fees. When the balance on deposit drops to 10% of the inspection fees because the amount deposited by the developer has been reduced by the amount paid to the Borough Engineer for inspections, the developer shall deposit the remaining 50% of the inspection fees.

- C. For those developments for which the inspection fees are total \$10,000 or greater, fees may, at the option of the developer, be paid in four installments. The initial amount deposited in escrow by a developer shall be 25% of the inspection fees. When the balance on deposit drops to 10% of the inspection fees because the amount deposited by the developer has been reduced by the amount paid to the Borough Engineer for inspection, the developer shall make additional deposits of 25% of the inspection fees.
- D. If the Borough determines that the amount in escrow for the payment of inspection fees, as calculated hereinabove, is insufficient to cover the cost of additional required inspections, the developer shall deposit additional funds in escrow. In such instance, the Borough shall deliver to the developer a written inspection escrow deposit request, signed by the Borough Engineer, which informs the developer of the need for additional inspections, details the items or undertakings that require inspection, estimates the time required for those inspections, and estimates the cost of performing those inspections.

§87-57. Approved by Stages or Sections.

In the event that final approval is by stages or sections of development pursuant to subsection a. of section 29 of P.L.1975, c.291 (C.40:55D-38), the provisions of this Section shall be applied by stage or section.

§87-58. Dedication of Improvements to Borough.

To the extent that any of the improvements have been dedicated to the Borough on the subdivision plat or site plan, the governing body shall be deemed, upon the release of any performance guarantee required pursuant to subsection a. of this section, to accept dedication for public use of streets or roads and any other improvements made thereon according to site plans and subdivision plats approved by the approving authority, provided that such improvements have been inspected and have received final approval by the Borough Engineer.

Nothing in this Ordinance shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or Ordinance hereby repealed pursuant to this Ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected thereby.

All Ordinances of parts of Ordinances inconsistent herewith are hereby repealed as to such inconsistencies only.

In the event that any word, phrase, clause, section or provision of this Ordinance is found by any Court of competent jurisdiction to be unenforceable, illegal or unconstitutional, such word, phrase, clause or provision shall be severable from the balance of this Ordinance and the remainder of this Ordinance shall remain in full force and effect.

§87-59. Determination of Applicant's Share of Improvement.

Where a cash contribution or other financial distribution is determined, the following criteria shall be utilized in determining the proportionate share of such improvement to the applicant:

- A. Street widening, alignment, corrections, channelization of intersections construction of barriers, new or improved traffic signalization, signs, curbs, sidewalks, trees, utility improvements not covered elsewhere, the construction of new streets and other similar street or traffic improvements: The applicant's proportionate cost shall be in the ratio of the estimated peak-hour traffic generated by the proposed property or properties to the sum of the present deficiency in peak-hour traffic capacity of the present facility and the estimated peak-hour traffic generated by the proposed development. The ratio thus calculated shall be increased by 10% for contingencies.
- B. Water distribution facilities including the installation of new water mains, the extension of existing water mains, the relocation of such facilities and the installation of other appurtenances associated therewith: The applicant's proportionate cost shall be in the ratio of the estimated daily use of water from the property or properties in gallons per day for the existing system or subsystem and the estimated daily use of water for the proposed development. The ratio thus calculated shall be increased by 10% for contingencies.
- C. Sanitary sewage distribution facilities including installation, relocation or replacement of collector and interceptor sewers and the installation, relocation or replacement of other appurtenances associated therewith: The applicant's proportionate cost shall be in the ratio of the estimated daily flow in gallons to the sum of the present deficient capacity for the existing system or subsystem and the estimated daily flow from the proposed project or development. In the case where peak flow from the proposed development may occur during the peak flow period for the existing system, the ratio shall be the estimated peak flow rate from the proposed development in gallons per minute to the sum of the present peak flow deficiency in the existing system or subsystem and the estimated peak flow rate from the proposed development. The greater of the two ratios thus calculated shall be increased by 10% for contingencies and shall be the ratio used to determine the cost to the applicant.
- D. Stormwater and drainage improvements, including the installation, relocation or replacement of transmission lines, culverts, catch basins and the installation, relocation or replacement of other appurtenances associated therewith: The applicant's proportionate cost shall be in the ratio of the estimated peak surface runoff as proposed to be delivered into the existing system measured in cubic feet per second to the sum of the existing peak hour flow in cubic feet per second deficient for the existing system and the estimated peak flow as proposed to be delivered. The ratio thus calculated shall be increased by 10% for contingencies.

This Ordinance shall take effect upon passage and publication as provided by Law.

Adopted ___ / ___ / ___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Epstein						
Furman						
Ferguson						
Merzdorf						
Mintz						
Capilli						

APPROVED:

KEITH J. MISCIAGNA, MAYOR

Attest:

Magdalena Giandomenico
Borough Clerk

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 019-104**

**CANCELLATION OF WATER UTILITY CAPITAL IMPROVEMENT
AUTHORIZATION BALANCES**

WHEREAS, certain Water Utility Capital Improvement Authorization balances remain dedicated to projects now completed; and

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances may be cancelled against grant receivable balances, other receivable balances or credited to Surplus and unused debt authorizations may be cancelled in the Water Utility Capital Fund;

NOW THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Park Ridge that the following unexpended and dedicated balances of Water Capital Improvement Authorizations be cancelled:

Improvement Authorization		Funded	Unfunded
Ordinance Number	Title		
96-08 98-11-14-05	Construction of Well #20	149.48	30,000.00
2004-07	Replacement of Water Mains		44,460.00
2012-09 (A)	Renovation of the Holy Cross Water Storage Tank located in Woodcreek Lake	278,615.75	
2012-09 (C)	Acquisition of a new automotive vehicle, including original apparatus and equipment, consisting of a pickup truck with dump body for the use of the Water Department.		128.00
2016-13	Acquisition of a Dump Truck		9,668.67
Total		\$ 279,763.23	\$ 84,257.67

Adopted ___/___/___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Epstein						
Farinero						
Ferguson						
Metzdorf						
Mintz						
Capilli						

APPROVED:

KATHI J. MISCIAGNA, MAYOR

Attest:

Magdalena Giandomenico
Borough Clerk

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 019-105**

INTRODUCTION OF 2019 BUDGET

BE IT RESOLVED, that the following statement of revenues and appropriations attached hereto constitute the local Budget of the Borough of Park Ridge, Bergen County, New Jersey for the year 2019.

BE IT FURTHER RESOLVED, that the said budget be published in The Record in the issue of April 24, 2019, and that a hearing on the Budget will be held at the Borough Hall on May 14, 2019 at 8:15 PM or as soon thereafter as the matter may be reached.

Adopted ___/___/_____ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Epstein						
Farnaro						
Ferguson						
Metzger						
Mintz						
Capilli						

APPROVED:

KEITH J. MISCIAGNA, MAYOR

Attest:

Magdalena Giandomenico
Borough Clerk

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 019-106**

**CANCELLATION OF ELECTRIC UTILITY CAPITAL IMPROVEMENT
AUTHORIZATION BALANCES**

WHEREAS, certain Electric Utility Capital Improvement Authorization balances remain dedicated to projects now completed; and

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances may be cancelled against grant receivable balances, other receivable balances or credited to Surplus and unused debt authorizations may be cancelled in the Electric Utility Capital Fund;

NOW THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Park Ridge that the following unexpended and dedicated balances of Electric Capital Improvement Authorizations be cancelled:

Improvement Authorization		Funded	Unfunded
Ordinance Number	Title		
2011-21/2012-10	Various Public Improvements/Acquisition of Vehicle	3,208.00	
2012-04	Acquisition of an Aerial Bucket Truck	18,880.01	
2015-15	Circuit Breakers at Mill Road Station		24,934.03
2016-12	Acquisition of an Aerial Bucket Truck		23,992.67
2016-13	Acquisition of a Dump Truck		9,668.67
Total		\$ 22,088.01	\$ 58,595.37

Adopted ___/___/___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Epstein						
Farinaro						
Ferguson						
Metzdorf						
Mintz						
Capilli						

APPROVED:

KEITH J. MISCIAGNA, MAYOR

Attest:

Magdalena Giandomenico
Borough Clerk

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 019-107**

STATE TRAINING FEES Q1 2019

WHEREAS, the State Bureau of Construction Code enforcement of the Department of Community Affairs instituted a State Training Fee that is based on the cubic feet volume of new construction; and

WHEREAS, the municipality collects these fees for the State and pursuant to N.J.A.C. 5:23-4.19 payment of these fees must be made quarterly; and

WHEREAS, \$5,129.00 in State Surcharge Fees has been collected based upon 1,102,493 cubic feet of new construction and \$522,847.00 of construction alterations for the period of January 1, 2019 through March 31, 2019;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the Treasurer be and is hereby directed to draw a check in the amount \$5,129.00 to the Treasurer, State of New Jersey

Adopted ___/___/___ on roll call vote as follows:

	introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Epstein						
Farinaro						
Ferguson						
Metzdorf						
Mintz						
Capilli						

APPROVED:

KEITH J. MISCIAGNA, MAYOR

Attest:

Magdalena Giandomenico
Borough Clerk

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 019-108**

**CONFIRM ENDORSEMENT OF COMMUNITY DEVELOPMENT
PROJECTS**

WHEREAS, a Bergen County Community Development grant of \$43,680 has been proposed by Care Plus NJ, Inc. for Residential Services Transportation Assistance in the municipality of Park Ridge; and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body; and

WHEREAS, the aforesaid project is in the best interest of the people of Park Ridge; and

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid CD funds.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Park Ridge hereby confirms endorsement of the aforesaid project, and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

Adopted ___/___/___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Epstein						
Farinano						
Ferguson						
Metzdorf						
Mintz						
Capilli						

APPROVED:

KEITH J. MISCIAGNA, MAYOR

Attest:

Magdalena Giandomenico
Borough Clerk

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 019-109**

**AUTHORIZE CONTRACT RENEWAL FOR PROJECTION SYSTEM
Office Business Systems Inc.**

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Park Ridge, that the Mayor is hereby authorized to enter into a contract renewal for the projection system for the Council Chambers by Office Business Systems Inc. for the April 2019-April 2020 contract period.

BE IT FURTHER RESOLVED, the Chief Financial Officer has certified the funds are available in the Borough of Park Ridge Account No. 01-2010-201002.

Adopted ___/___/___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Epstein						
Farinato						
Ferguson						
Metzdorf						
Mintz						
Capilli						

APPROVED:

KEITH J. MISCIAGNA, MAYOR

Attest:

Magdalena Giandomenico
Borough Clerk

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 019-110**

**RESOLUTION AUTHORIZING ENGINEERING SERVICES
Purchase Materials Associated with the Electric Distribution System
Well 21 - Design, Bidding, Permitting & Construction Oversight
Crew Engineering**

WHEREAS, the Board of Public Works would like to hire a qualified engineering firm to provide engineering services including the design, permitting, bidding and construction oversight for the Well 21 Pumping and Treatment Facility; and

WHEREAS, Crew Engineers, who is the Board of Public Works 2019 Rate Engineer, has provided an updated proposal for said engineering services; and

WHEREAS, after a thorough evaluation of all of the proposal, the Director of Operations has recommended the hiring of Crew Engineering Inc. to perform said engineering services; and

WHEREAS, a copy of the proposal for said engineering services is attached to this resolution; and

WHEREAS, the New Jersey Local Public Contracts Law allows for the hiring of professional services without competitive bidding; and

WHEREAS, the Board of Public Works has reviewed the proposal and concurs with the Director of Operation's recommendation; and

WHEREAS, although the firm of Crew Engineering has been appointed as the Board of Public Works as the 2019 Water Department Rate Engineer, the Board Attorney has recommended a supplemental contract be executed for the purpose of Crew Engineering providing services for this project.

WHEREAS, the Chief Financial Officer has certified the funds are available in the Borough of Park Ridge Account No. 06-2150-55-1421-002; and

WHEREAS, the Board of Public Works of the Borough of Park Ridge recommends to the Mayor and Council to authorize a contract with Crew Engineering Inc. to provide engineering services including the design, permitting, bidding and construction oversight for the Well 21 Pumping and Treatment Facility as provided in the attached proposal, subject to review by the Board of Public Works Attorney; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Park Ridge hereby authorize the authorize a contract with Crew Engineering Inc. to provide engineering services including the design, permitting, bidding and construction oversight for the Well 21 Pumping and Treatment Facility for a total amount not to exceed \$140,000 as provided in the attached proposal dated April 3, 2019.

Adopted ___ / ___ / ___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Epstein						
Farinaro						
Ferguson						
Metzdorf						
Mintz						
Capilli						

APPROVED:

KEITH J. MISCIAGNA, MAYOR

Attest:

Magdalena Giandomenico
Borough Clerk

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 019-111**

REFUND OF SUMMER CAMP EARLY BIRD REGISTRATION

WHEREAS, The Recreation Department of the Borough of Park Ridge processes registrations for Summer Day Camp through Community Pass; and

WHEREAS, the below list of Park Ridge residents are due a refund for Summer Camp Early Bird Camp Registration totaling \$340.00; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the Borough Treasurer is hereby authorized to refund a total of \$340.00 according to the below list.

BE IT FURTHER RESOLVED, the Chief Financial Officer has certified the funds are available in the Borough of Park Ridge Account No. 27-2000-55-1000-001.

NAME	ADDRESS	AMOUNT TO REFUND FOR EARLY BIRD
BROWNE	106 OAK AVENUE	\$ 20.00
STEFFEN	59 KELSIC	\$ 20.00
DIGARTANO	69 SOUTH FIFTH ST.	\$ 20.00
FESTA	240 KNOLL	\$ 40.00
FERGUSON	135 MOUNTAIN	\$ 60.00
SBARBARO	10 MAYO DRIVE	\$ 40.00
HOURICAN	4 MAPLELEAF DR	\$ 20.00
INGALA	9 HALL CT	\$ 40.00
COLAIACOVO	19 SECOND ST	\$ 40.00
CASSELLA	236 SHAW	\$ 40.00
		TOTAL \$ 340.00

Adopted ____/____/____ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Epstein						
Farinero						
Ferguson						
Metzdorf						
Mintz						
Capilli						

APPROVED:

KEITH J. MISCIAGNA, MAYOR

Attest:

Magdalena Giandomenico
Borough Clerk

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 019-112**

**AUTHORIZING REFUND OF REDEMPTION
MONIES TO OUTSIDE LIENHOLDER**

WHEREAS, at the Municipal Tax Sale held on November 9, 2016, a lien was sold on Block 1104 Lot 15, also known as 28 Ridge Avenue in Park Ridge, for 2015 delinquent taxes and utilities; and,

WHEREAS, this lien, known as Tax Sale Certificate #16-00960 was sold to d1 Softball at 0% interest and a premium of \$12,600.00; and,

WHEREAS, Nancy Saccente, Esq., has affected redemption of Certificate #16-00960, on April 9, 2019, in the amount of \$48,297.99,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Park Ridge, in the County of Bergen and the State of New Jersey, that the Director of Finance/CFO is authorized to issue a check in the amount of \$48,297.99, payable to d1 Softball, 20 Glenside Terrace, Montclair, NJ 07043, for the redemption of Tax Sale Certificate #16-00960, along with a premium check for \$12,600.00.

Adopted ___ / ___ / ___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Epstein						
Fariuolo						
Ferguson						
Metzdorf						
Mintz						
Capilli						

APPROVED:

KEITH J. MISCIAGNA, MAYOR

Attest:

Magdalena Giandomenico
Borough Clerk

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 019-113**

TEMPORARY BUDGET AMENDMENT #5

WHEREAS, an emergent condition has arisen with respect to current fund appropriations (see list below), and

WHEREAS, adequate provision has not been made in the 2019 temporary budget for the aforesaid purpose, and N.J.S.A. 40A: 4-20, provides for the creation of an emergency appropriation for the purpose above mentioned, and

WHEREAS, the total emergency temporary resolutions adopted in the year 2019 pursuant to the provision of Chapter 96, P.S. 1951 (N.J.S.A. 40A: 4-20) including this resolution total \$1,377,067 for current fund, \$345,171 for Water Utility, and \$883,866 for Electric Utility.

NOW, THEREFORE, BE IT RESOLVED (not less than two thirds of all members thereof affirmatively concurring) that in accordance with the provision of N.J.S.A. 40A: 4-20:

1. An emergency temporary appropriation be and the same is hereby made for
Borough of Park Ridge
2019 Temporary Budget

APPROPRIATION	SALARY & WAGES	OTHER EXPENSES	TOTAL
<u>Current Fund</u>			
<u>General Government</u>			
General Administration	\$ 9,425	\$ 6,063	\$ 15,488
Mayor & Council	\$ 3,743	\$ 868	\$ 4,611
Municipal Clerk	\$ 12,560	\$ 4,333	\$ 16,893
Finance Administration	\$ 11,696	\$ 3,558	\$ 15,254
Collection of Taxes	\$ 8,043	\$ 822	\$ 8,865
Assessment of Taxes	\$ 1,317	\$ 687	\$ 2,004
Legal Services	\$ -	\$ 25,988	\$ 25,988
Engineering Services	\$ -	\$ 4,333	\$ 4,333
Grant Professional	\$ -	\$ 2,601	\$ 2,601
<u>Land Use Administration</u>			
Planning Board	\$ 4,937	\$ 2,739	\$ 7,676
Zoning Board of Adjustments	\$ 2,825	\$ 1,172	\$ 3,997
Zoning Officer	\$ 1,278	\$ 317	\$ 1,595
Housing Task Force	\$ 1,083	\$ 57	\$ 1,140
<u>Insurance</u>			
General Liability	\$ -	\$ 23,397	\$ 23,397
Employee Group Health	\$ -	\$ 118,332	\$ 118,332
Tri-Boro Ambulance	\$ -	\$ 736	\$ 736
<u>Public Safety Functions</u>			
Police	\$ 227,532	\$ 12,560	\$ 240,092
Police Reserves	\$ 1,301	\$ 1,733	\$ 3,034
Pistol Range	\$ -	\$ 1,753	\$ 1,753
Tri-Boro Safety	\$ -	\$ 24,529	\$ 24,529
Emergency Management	\$ 278	\$ 528	\$ 806
Municipal Court	\$ -	\$ 11,046	\$ 11,046
Fire Department	\$ 4,333	\$ 7,690	\$ 12,023
Fire Hydrant Service	\$ -	\$ 1,344	\$ 1,344
Fire Prevention	\$ 3,720	\$ 756	\$ 4,476

Public Works Functions

Streets & Road Maintenance	\$	67,776	\$	20,931	\$	88,707
Sewer System	\$	4,505	\$	1,076	\$	5,581
Solid Waste Collection	\$	-	\$	45,478	\$	45,478
Buildings & Grounds	\$	8,670	\$	11,352	\$	20,022
Vehicle Maintenance	\$	8,491	\$	8,052	\$	16,543
Shade Tree O/E	\$	-	\$	1,314	\$	1,314
Recycling	\$	-	\$	6,600	\$	6,600

Health & Human Services

Board of Health	\$	1,386	\$	4,818	\$	6,204
Public Assistance	\$	891	\$	112	\$	1,003

Parks & Recreation Functions

Recreation	\$	2,624	\$	1,908	\$	4,532
Senior Citizens	\$	1,561	\$	651	\$	2,212

Other Common Operating Functions

Park Ridge Television	\$	1,080	\$	334	\$	1,414
Municipal Service Act	\$	-	\$	1,750	\$	1,750

Code Enforcement & Administration

Construction Code Official	\$	14,349	\$	2,953	\$	17,302
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Utility Expenses & Bulk Purchases

Electricity	\$	-	\$	7,871	\$	7,871
Telephone	\$	-	\$	2,713	\$	2,713
Water	\$	-	\$	1,040	\$	1,040
Gas & Oil	\$	-	\$	1,664	\$	1,664
Gasoline	\$	-	\$	5,247	\$	5,247

Landfill/Solid Waste Disposal Costs

Disposal Fees	\$	-	\$	6,561	\$	6,561
Recycling Tax	\$	-	\$	954	\$	954

Deferred & Statutory Charges

Social Security	\$	-	\$	18,804	\$	18,804
Police & Firemen Retirement System	\$	-	\$	219,861	\$	219,861
Public Employee's Retirement System	\$	-	\$	79,359	\$	79,359
Defined Contribution Plan	\$	-	\$	2,165	\$	2,165

Education Functions

Maintenance of Public Library	\$	-	\$	52,543	\$	52,543
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Sewerage Processing and Disposal

BCUA - Sewer Fees	\$	-	\$	64,634	\$	64,634
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Municipal Debt Service

Payment of Bond Principal	\$	-	\$	115,500	\$	115,500
Interest on Bonds	\$	-	\$	21,866	\$	21,866
Green Trust Loan Repayment	\$	-	\$	5,610	\$	5,610

TOTAL	\$	405,404	\$	971,663	\$	\$1,377,067
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Water Utility

Operating	\$	105,921	\$	145,517	\$	251,438
Group Health Insurance	\$	-	\$	26,572	\$	26,572

Capital Improvements				
Capital Improvement Fund	\$	-	\$ 433	\$ 433
Debt Service				
Interest on Bonds	\$	-	\$ 4,753	\$ 4,753
Statutory Expenditures				
Public Employees Retirement System	\$	-	\$ 53,840	\$ 53,840
Social Security	\$	-	\$ 8,135	\$ 8,135
TOTAL	\$	105,921	\$ 239,250	\$ 345,171

Electric Utility				
Operating	\$	100,512	\$ 58,942	\$ 159,454
Purchase of Electric	\$	-	\$ 588,598	\$ 588,598
Group Health Insurance	\$	-	\$ 20,886	\$ 20,886
Franchise & Gross Receipts Taxes	\$	-	\$ 43,725	\$ 43,725
Payment in Lieu of Taxes	\$	-	\$ 13,557	\$ 13,557

Capital Improvements				
Capital Improvement Fund	\$	-	\$ 439	\$ 439
Capital Outlay	\$	-	\$ 2,624	\$ 2,624

Statutory Expenditures				
Public Employees Retirement System	\$	-	\$ 46,507	\$ 46,507
Social Security	\$	-	\$ 7,452	\$ 7,452

Debt Service				
Interest on Bonds	\$	-	\$ 413	\$ 413
TOTAL	\$	100,512	\$ 783,143	\$ 833,655

2. That a certified copy of this resolution be forwarded to the Division of Local Government Services.

Adopted ___/___/___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Epstein						
Parinaro						
Ferguson						
Metzdorf						
Mintz						
Capilli						

APPROVED:

KEITH J. MISCIAGNA, MAYOR

Attest:

Magdalena Giandomenico
Borough Clerk

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 019-114**

**AWARD OF BID FOR POOL CONCESSION
Pete and Mary's Refreshment Stands**

WHEREAS, the Pool Commission received a single proposal for the operation of the snack bar concession area at the Park Ridge Municipal Pool;

WHEREAS, the Park Ridge Pool Commission received the proposal from Pete and Mary's Refreshment Stands of Allendale, New Jersey; and

WHEREAS, the Pool Commission recommends the award of this bid to Pete and Mary's Refreshment Stands of 186 Mallinson Street, Allendale, New Jersey 07401.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the bid for the snack bar concession in the Park Ridge Pool be awarded and same is hereby awarded to Pete and Mary's Refreshment Stands of 186 Mallinson Street, Allendale New Jersey 07401; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are authorized to execute a contract and lease approved as to form and substance by the Borough Attorney with Pete and Mary's Refreshment Stands of 186 Mallinson Street, Allendale New Jersey 07401 in accordance with the proposal submitted.

Adopted ___/___/___ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Epstein						
Farinaro						
Ferguson						
Metzdorf						
Mintz						
Capilli						

APPROVED:

KEITH J. MISCIAGNA, MAYOR

Attest:

Magdalena Giandomenico
Borough Clerk

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 019-115**

PAYMENT OF BILLS - UTILITY

BE IT RESOLVED, by the Mayor and Council of the Borough of Park Ridge that they are in receipt of the following Board of Public Works Utility bills in the sum of \$ 832,948.07 which were previously approved and authorized for payment by the Board of Public Works Certifying Officer on April 3, 2019.

Adopted ____/____/____ on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Epstein						
Parrino						
Ferguson						
Metzdorf						
Mintz						
Capilli						

APPROVED:

KEITH J. MISCIAGNA, MAYOR

Attest:

Magdalena Giandomenico
Borough Clerk

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 019-116**

PAYMENT OF BILLS - BOROUGH

BE IT RESOLVED, by the Mayor and Council of the Borough of Park Ridge that the following bills in the sum of \$ 3,376,247.45 have been approved and that the Mayor, Borough Clerk and Chief Financial Officer are, hereby authorized and directed to issue warrants in payment of same.

Adopted . . . / . . . / . . . on roll call vote as follows:

	Introduced	Seconded	AYES	NAYES	ABSENT	ABSTAIN
Epstein						
Farinero						
Ferguson						
Metzdorf						
Mintz						
Capilli						

APPROVED:

KEITH J. MISCIAGNA, MAYOR

Attest:

Magdalena Giandomenico
Borough Clerk