

AGENDA
MAYOR & COUNCIL MEETING
March 24, 2020
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.

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. 2020-002

BOROUGH OF PARK RIDGE – CALENDAR YEAR 2020
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. 2020-002, 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 2020

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. 2020-002, 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 2020

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 28, 2020.

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

Roll Call:

ORDINANCES – PUBLIC HEARING

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2020 - 001**

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 85 (STREET OPENINGS AND EXCAVATIONS) OF THE REVISED GENERAL ORDINANCE OF THE BOROUGH OF PARK RIDGE

Mayor Misciagna asks for a motion to open the Public Hearing on Ordinance No. 2020-001, An Ordinance to Amend and Supplement Chapter 85 (Street Openings and Excavations) of the Revised General Ordinance of the Borough of Park Ridge

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. 2020-001, an Ordinance to Amend and Supplement Chapter 85 (Street Openings & Excavations) of the Revised General Ordinance of the Borough of Park Ridge.

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

Julie Falkenstern:

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 2020 MUNICIPAL BUDGET

Mayor Misciagna announces that the 2020 Municipal Budget is being introduced tonight.

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

Magdalena Giandomenico:

Borough of Park Ridge Resolution No. 020-079 – Introduction of 2020 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 2020.

BE IT FURTHER RESOLVED, that the said Budget be published in The Record in the issue of Monday, March 30, 2020, and that a hearing on the Budget will be held at the Borough Hall on April 28, 2020 at 8:15 PM or as soon thereafter as the matter may be reached.

Mayor Misciagna asks for a motion to introduce the 2020 Municipal Budget and that the budget be published in The Record with a Public Hearing to be held on April 28, 2020.

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

Roll Call:

CONSENT AGENDA:

Mayor Misciagna 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. 020-079 – Introduction of 2020 Municipal Budget
- Res. No. 020-080 – Authorize Pool Staff & Salaries for 2020
- Res. No. 020-081 – Temporary Budget Amendment #3
- Res. No. 020-082 – Resolution Awarding Memorial Turf Field Expansion Project
- Res. No. 020-083 – Payment of Bills – Borough
- Res. No. 020-084 – Resolution Bid Authorization – Light Fixtures Memorial Turf Field

COMMUNICATIONS:

OLD BUSINESS:

NEW BUSINESS:

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. 2020-002**

**BOROUGH OF PARK RIDGE
BERGEN COUNTY, NEW JERSEY
CALENDAR YEAR 2020 ORDINANCE TO EXCEED
THE MUNICIPAL BUDGET APPROPRIATION LIMITS
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 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 2020 budget is calculated at 2.5% pursuant to N.J.S.A. 40A:4-45.2 and amounts to \$269,767; 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 2020 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 \$107,907 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 2020 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 \$377,674, and that the 2020 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
Capilli						
Epstein						
Farinaro						
Ferguson						
Metzdorf						
Mintz						

APPROVED:

KEITH J. MISCIAGNA, MAYOR

Attest:

Magdalena Giandomenico
Borough Clerk

**BOROUGH OF PARK RIDGE
ORDINANCE NO. 2020-001**

**AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 85
(STREET OPENINGS AND EXCAVATIONS) OF THE REVISED
GENERAL ORDINANCE OF THE BOROUGH OF PARK RIDGE**

WHEREAS, Chapter 85 of the General Ordinance of the Borough of Park Ridge entitled Street Opening and Excavations was last amended by Ordinance 1977-22; and

WHEREAS, the Mayor and Council recognize that street openings and excavations can cause a safety hazard detrimental to the general welfare of the public and

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

The Borough code of the Borough of Park Ridge, County of Bergen, State of New Jersey is hereby amended and supplemented to amend Chapter 85 entitled "Street Opening and Excavations" so as to read in its entirety as follows:

§ 85-1 Permit required; fees; permits not issued during certain periods; addendum for monitoring wells; term; revocation of permit; utility permits; permit transfer; notice to departments.
[Amended 7-11-1977 by Ord. No. 77-19]

A.

It shall be unlawful for any person, firm or corporation to make an excavation or to place any form of construction in, over or upon any public road or street under the control of the Borough of Park Ridge or to otherwise endanger or obstruct the normal flow of traffic or the normal flow of surface water by the placing of any barricade, structure, material or equipment not normally designed to be operated, placed or used on the public road or street without first obtaining a written permit, issued and approved by the Construction Code Official, and upon payment of application fees as indicated in § 85-1 B. and § 85-13 D. and submission of escrow for professional services and deposits or bonds as indicated in § 85-5 Escrow; deposit or bond requirements, § 85-13 E. and § 85-13 F. A permit shall be required for each and every street opening and excavation unless otherwise authorized by the Construction Code Official.

B.

An application fee shall be required for each and every street opening and excavation unless otherwise authorized by the Construction Code Official. An application fee shall be submitted in the amount of \$250 for each street opening or excavation. For trench cuts, the application fee shall be \$250 for the first of each street opening or excavation plus \$20 per linear foot of trench. For fees associated with street openings and excavations by public utility companies see § 85-13 D.

C.

Street opening and excavation permits will NOT be issued between December 1 and March 1 unless an emergency exists as confirmed by the proper officials having jurisdiction over same.

D.

For street openings and excavations involving the installation of monitoring well(s), the requirements of the "Addendum to Street Opening Permit for the Installation of Monitoring Well(s) on Borough of Park Ridge Municipally-owned Property or in the Public Right-of-Way" appended at the end of this section shall also apply. Where any sections of the addendum conflict with other sections indicated in Chapter 85 Street Openings and Excavations, the requirements of the addendum shall govern.

E.

The permit shall remain in effect until a restoration inspection certificate, as identified in § 85-6, for the permit has been issued.

F.

The Construction Code Official may exercise his or her right to immediately revoke the permit for failure to maintain the street opening or excavation area in a safe manner as indicated in § 85-10 and failure to submit and maintain appropriate application fees, escrow for professional services, and deposits or bonds as indicated in § 85-1 A., as applicable.

G.

A permit for street openings and excavations does not carry with it any right to make drainage, sewer, water, gas, oil, steam, electric or telecom connections. A separate permit to make such connections must be obtained from the proper officials having jurisdiction over same.

H.

A permit shall not be transferred except upon prior written consent of the Construction Code Official.

I.

Copies of the permit shall be forwarded by the Construction Code Official to the Borough Engineer, Departments of Public Works, Utilities, Police and Fire of the pending street opening.

§ 85-2 Application for permit; signs posted; NJ One Call.

A.

Application for such permit shall be made on forms obtained at the Construction Department. Said permit shall indicate the following information, as applicable:

1. Name, address, telephone number and e-mail address of the following:
 - a. Applicant.
 - b. Property owner for whose benefit opening is to be performed.
 - c. Person who is to perform the work.
 - d. Parties to be reached in the event of an emergency.
2. Street address of premises adjacent to proposed opening.
3. The nature, location and purpose of the work.
4. Estimated date when work is to be commenced and completed.
5. Estimated time of day when work is to be commenced and completed.
6. Plans and specifications or other drawings on permit, showing the exact location and dimensions of all openings.
7. An acknowledgment that the applicant agrees to replace, at his/her own cost and expense, the pavement, curb, gutter, lawn, sidewalk and all other disturbed areas in accordance with current Borough standards upon completion of the work necessitating the street opening and excavation permit.
8. A statement that the permittee will comply with the ordinance, regulations and laws relating to the proposed work.
9. Any other data reasonably required by the Construction Code Official, Superintendent of Public Works or the Borough Engineer.

B.

If the contemplated operation will completely obstruct any thoroughfare or make inaccessible to vehicular traffic a length of more than 200 feet of any thoroughfare for a period in excess of 24 hours, then a period of not less than 72 hours shall elapse after the issuing of the permit before the operation may be started, and the person, firm or corporation to whom such permit is granted shall post conspicuous signs in accordance with the provisions of Title 39 of the Revised Statutes of New Jersey, with amendments thereof and supplements thereto, at or near the site of the operation, setting forth that the thoroughfare will be closed and the date, the reason for and the duration of such closing.

C.

Each permittee shall call 1-800-272-1000 to obtain a utility mark out at least 72 hours prior to commencement of excavation of any street, certify that (s)he has followed the mark-out procedure for determining the location of utilities and obstructions within the area of the proposed work, and submit a mark-out reference number to the Construction Department, as provided by New Jersey One Call. [Amended 7-11-1977 by Ord. No. 77-19]

§ 85-3 Notice of interruption of utilities; other department approvals required.

A.

Where any utility installations require that services to existing users be interrupted, such utility shall notify such users of the period of time when the services will not be available. Such notice shall be given at least 48 hours prior to the interruption of service. A copy of the notice shall be provided to the Construction Department.

B.

Any work for which a permit is issued shall be conducted so as not to interfere with any water main or sewer, or any connection from a water main or sewer to any building, unless prior permission for interference has been obtained from the Borough Water and Sewer Department. All rock within five feet of any water main, sewer or other pipe which may become damaged shall be removed without blasting. No excavation which may damage trees or shrubbery shall be made without the prior permission of the Shade Tree Commission or the Borough Engineer.

§ 85-4 Emergency street openings.

Street openings may be made without the necessity of a written application, as provided for in § 85-2 hereof, in emergencies such as broken or frozen water mains or other happenings which would endanger public life, health and safety, provided that notice thereof shall be immediately given verbally to the Police Department. Written application for a permit shall nevertheless be made to the Borough as soon as may be convenient but, in any such event, within 48 hours or the next business day, all in accordance with § 85-1 hereof.

§ 85-5 Escrow; Guaranty Deposit or bond requirements.

[Amended 7-11-1977 by Ord. No. 77-19; 10-11-1977 by Ord. No. 77-22]

A.

In addition to the required application fees, the permittee may be required to establish one or more cash escrow accounts with the Borough to cover the reasonable costs of professional review, consultation and inspections.

- (1) Upon receipt of an application for street opening, the permittee shall be required to deposit, in addition to any application fees, a sum of money which shall be held separate in escrow by the Treasurer of the Borough and utilized for reimbursement of the fees charged by professional experts for reviewing, consultation or inspection of work for said application. Any fees charged against that account shall first be approved by the Construction Department. Upon receipt of an application, the initial amount to be deposited shall be up to \$2,500, as determined by the Construction Code Official.
- (2) Upon receipt of sufficient funds for the escrow account, the Construction Code Official or his/her representative shall notify the Borough Engineer and any other professionals engaged, that all appropriate reviews, consulting and/or inspections shall be undertaken.
- (3) The Construction Department shall take no formal action unless all application fees and escrow funds have been paid to the Treasurer of the Borough of Park Ridge.
- (4) If during the course of review, consultation or inspection it is apparent to the Construction Department that said sum will not be sufficient, then the permittee, upon being notified by the Construction Code Official, shall within five days deposit to said escrow account the additional funds. Failure to do so shall be reasons for revocation of the permit.

- (5) Under extraordinary conditions not covered by this section, the Borough Engineer shall receive a copy of the plan of the permittee and, after evaluation, set a fee commensurate with the circumstances in the exercise of his/her reasonable judgment.
- (6) The Borough Engineer and any other professionals engaged shall submit vouchers for all necessary fees for examination and review, which fees shall be paid in an ordinary manner.
- (7) Any of the aforesaid moneys left in the escrow account upon satisfactory restoration of the opening as determined to the satisfaction of the Construction Code Official, Superintendent of Public Works or Borough Engineer, as the case may be, shall be returned to the permittee as soon as it is possible.

B.

No person, firm or corporation shall be granted a permit to open any street until and unless there shall be deposited, as a guaranty of performance with the Construction Code Official, an amount sufficient to pay the expenses of repairing and replacing such public streets or other surfaces or appurtenances within the street opening and excavation area in accordance with the following provisions. A check shall be deposited, made payable to the Borough of Park Ridge, in a total amount equal to \$50 per square yard of paved area opening, \$5 per square yard for lawn area openings and \$20 per lineal foot for curb replacement; provided, however, that the minimum deposit shall be \$500. Where the deposit exceeds \$1,000, a bond may be filed for the excess over \$500, satisfactory to the Borough as to form, amount and surety, with the Borough Treasurer, which bond will be conditioned upon replacing such opening or openings in the manner required herein, and the work shall be performed and paid for by the person, firm or corporation obtaining the permit. The filing of such bond shall not relieve any person, firm or corporation of the necessity of securing a permit and complying with all of the terms and conditions of this chapter. Expenses, if any, incurred by the Borough for the maintenance and repair of the replacement shall be deducted from the deposit posted by the permittee. Subject to the terms and conditions of this chapter, the deposit and bond shall be returned to the permittee one year after the date of the issuance of the restoration inspection certificate as indicated in § 85-6.

C.

The Construction Code Official, Superintendent of Public Works, or Borough Engineer may require an extended maintenance period in excess of one year and an additional maintenance guarantee depending upon the nature of the work involved. The additional obligation will be released upon completion of the work and acceptance of the work by the Construction Code Official, Superintendent of Public Works, or Borough Engineer.

D.

The Construction Code Official, Superintendent of Public Works, or Borough Engineer shall have the right to secure the services necessary to perform borings in the pavement, cut cores in the pavement or to perform other investigations as deemed necessary to confirm that the provisions of the street opening permit have been satisfied. The cost of such investigations shall be deducted from the permittee's guarantee.

E.

For escrow and bond requirements for street opening and excavations by public utility companies refer to section § 85-13 E. and § 85-13 F.

§ 85-6 Restoration inspection certificate.

[Amended 7-11-1977 by Ord. No. 77-19; 10-11-1977 by Ord. No. 77-22]

Backfill and Permanent restoration of the street shall be completed according to the provisions of § 85-8, § 85-9 and § 85-13 G, as applicable. Upon completion of the work involved in such street opening, a request for inspection shall be made to the Construction Code Official. The inspection shall be performed by the Construction Code Official, Superintendent of Public Works or the Borough Engineer. If the inspection discloses that the street has been properly restored, (s)he shall issue a certificate of proper restoration to the permittee.

§ 85-7 Responsibility for restoration and maintenance;
[Amended 7-11-1977 by Ord. No. 77-19]

The permittee shall be responsible for the proper maintenance of that portion of the street for which the permit has been issued, including continued backfilling to compensate for settlement, for a period of one year from the date of the certification of the proper restoration of the street by the Construction Code Official, and such person shall further assume all liability for damages resulting therefrom or in any way connected therewith. In the event of the failure to restore the street opening properly within the time set forth herein after the opening has been made or to maintain the restored street properly for a period of one year from the date of the aforesaid certificate of proper restoration, the Construction Code Official, Superintendent of Public Works or the Borough Engineer may, upon three days' notice to the person receiving the permit, undertake or authorize its agent to undertake the restoration or maintenance work. Expenses, if any, incurred by the Borough for the maintenance and repair of the replacement shall be deducted from the deposit posted by the permittee.

§ 85-8 Trenching; backfill specifications; temporary backfill; emergency situations; final backfill; tunneling backfill; special conditions.

The following specifications shall govern trenching and backfill to be placed in excavated trenches:

A.

Edges of all excavation shall be cut in a straight line with a saw or an approved pavement cutter. All excess material created as a result of trenching shall be removed from the street and disposed of in accordance with all applicable regulations regarding same. Where an excavation is to extend the full width of the street, only half of the excavation shall be made at one time and it shall be properly backfilled and inspected, as herein provided, before the other half is excavated.

B.

Backfill materials shall be dense graded aggregate or other material as approved by the Construction Code Official, Superintendent of Public Works or the Borough Engineer. Specifications for backfill materials shall be in accordance with NJDOT Standard Specifications for Road and Bridge Construction, 2019 or latest version as amended. Certain underground conduits, pipes, etc., which may require a sand cushion adjacent to the structure for protective reasons, will be permitted if indicated in the application and with approval of the Construction Code Official, Superintendent of Public Works or the Borough Engineer. Clay or heavy black loam shall not be used. The backfill is to be placed in layers not exceeding 12 inches in thickness, moistened as required, and each layer tamped until thoroughly compacted.

C.

Except in the case of an emergency or special construction requirements, all street openings and excavations shall be closed within 24 hours by the permittee, and thereafter maintained in a safe condition for vehicular traffic until the permanent surface has been restored. Each permittee shall completely backfill the trench to the surface with dense graded aggregate or other material as approved by the Construction Code Official, Superintendent of Public Works or the Borough Engineer.

D.

In the case of an emergency, a substituted closing may be constructed as authorized by the Construction Code Official, Superintendent of Public Works, or Borough Engineer.

E.

Final backfill shall be installed up to six inches from the surface. Final backfill shall be dense graded aggregate or other material as approved by the Construction Code Official, Superintendent of Public Works or the Borough Engineer. The backfill is to be placed in layers not exceeding 12 inches in thickness, moistened as required, and each layer tamped until thoroughly compacted up to six inches from the surface. Final restoration above the final backfill shall be in accordance with § 85-9 and § 85-13 G, as applicable.

F.

In cases where it is necessary to resort to tunneling operations to reach the point of connection with any main line, the backfill in the tunnel, where required, shall be of bentonite or other acceptable method as approved by the Borough Engineer.

G.

The Construction Code Official, Superintendent of Public Works or the Borough Engineer may impose special conditions in any special case.

§ 85-9 Pavement Restoration specifications.

Upon completion of the opening and backfill, as specified, and upon the Borough's being notified of the same, the following specifications shall govern the maintenance and repair of street openings and excavations:

A.

Temporary restoration of pavement is to be made immediately after the Construction Code Official, Superintendent of Public Works or the Borough Engineer has inspected and approved the backfilling. The temporary pavement shall consist of such material or materials as may be designated by the Construction Code Official, Superintendent of Public Works, or Borough Engineer, giving due consideration to the surface material of the street involved. The permittee shall maintain such temporary pavement in good repair so as to make the street safe for traffic.

[Amended 10-11-1977 by Ord. No. 77-22]

B.

Permanent restoration of pavement shall be made within six months, weather permitting, from the date the temporary pavement was installed, but in no event later than one year from the estimated starting date of the work involved in such street opening and excavation, and such permanent restoration shall, as nearly as possible, duplicate the original pavement in type, material and texture of surface. The Construction Code Official shall be notified three days prior to permanent restoration for quality control and Borough specification adherence.

[Amended 7-11-1977 by Ord. No. 77-19]

§ 85-10 Responsibility for safety requirements; traffic control devices; hold harmless.

A.

It shall be the responsibility of the person, firm or corporation opening any thoroughfare or otherwise endangering or obstructing the normal flow of traffic or the normal flow of surface water thereon to fully protect both vehicular and pedestrian traffic from possible accident or injury in accordance with the provisions of Title 39 of the Revised Statutes of New Jersey and the amendments thereof and supplements thereto.

B.

Each permittee shall keep each respective opening properly guarded by the placing of suitable barriers, crosswalks, notices, warning and/or caution signs by day and flares and/or flashing lights at night and manpower as may be required. All devices associated with traffic control shall be in accordance with the Manual of Uniformed Traffic Control Devices. Work shall be performed in a manner and by a schedule so as to affect the least traffic interference.

No street shall be closed to traffic unless permission is granted through the office of the Chief of Police; provided, further, that no street shall be so closed on a daily basis for more than one day without the grant of permission from the office of the Chief of Police, or his/her designee. In the event the Police Chief, or his/her designee, deems it necessary, an off-duty Borough police officer shall be employed by the applicant to direct traffic.

C.

The permittee shall hold harmless the Borough, its officers and agents from any loss, injury, claim, demand or damage resulting from any negligence or fault of the permittee, or the agents of the permittee, in connection with the performance of work covered by the permit. Should an unsafe condition exist as determined by the Construction Code Official, Superintendent of Public Works or Borough Engineer, the Construction Code Official, Superintendent of Public Works or Borough Engineer shall immediately notify the permittee. If the unsafe condition is not corrected within 4 hours, the Construction Code Official, Superintendent of Public Works or Borough Engineer and the permittee is unresponsive to requests to address same, the Construction Code Official, Superintendent of Public Works or Borough Engineer, if it deems it advisable, shall authorize their agent to backfill the trench and replace a permanent pavement over the opening for which the permit was issued and charge or deduct same against the bond required in § 85-5.

§ 85-11 Enforcement officer.

[Amended 7-11-1977 by Ord. No. 77-19]

The Construction Code Official and/or Zoning Officer is hereby designated as the enforcement officer to enforce the provisions of this chapter and is the agent acting for the Mayor and Council of the Borough of Park Ridge in connection herewith.

§ 85-12 Required notification; moratorium; exemptions; exemption conditions; fees, escrow and bonds for exempt conditions.

A.

Upon request by public utility companies, the Borough Engineer shall notify public utility providers of planned work on Borough streets. Any work to be done on these streets by the public utility must be completed before paving is started. Such notice shall state that no street opening permit shall be issued for openings, cuts or excavations in such Borough street for a period of 5 years after the date of paving or release of maintenance bond or guarantees associated with the work, if one exists. The notice shall also notify such permittee that applications for street opening permits, for work to be done prior to such paving shall be submitted promptly in order that the work covered by the permit may be completed before paving.

B.

During such five year period, no permit shall be issued to open, cut or excavate in such Borough street unless, in the judgment of the Construction Code Official, Superintendent of Public Works, or Borough Engineer, an emergency exists which makes it absolutely essential that the street opening permit be issued.

C.

The restrictions in section §85-12 A. and §85-12 B. shall not apply to applications which have received approval from the Construction Department, Planning Board, Zoning Board or other regulatory agencies having jurisdiction over same.

D.

In the instance where street openings and excavations associated with approvals for construction from the Construction Department, Planning Board, Zoning Board or other regulatory agencies having jurisdiction over same are required, final pavement restoration of the street surface shall include infrared finish, milling and paving of half of the width of the entire length of street from intersection to intersection or milling and paving of the full width of the entire length of street from intersection to intersection at the discretion of the Construction Code Official, Superintendent of Public Works, or Borough Engineer.

E.

The Construction Code Official is authorized to require fees, escrow and bonds as stipulated in § 85-1 B., § 85-5 Escrow; deposit or bond requirements, § 85-13 D., § 85-13 E. and § 85-13 F. to assure that any street opening on streets paved within the past 5 years is restored satisfactorily. The restoration shall include milling and repaving of the area so as to blend uniformly with the adjacent street as per the conditions stated in the permit, including infrared restoration, restoration of seams, restoration of pavement markings, signage and all other appurtenances.

§ 85-13 Street openings and excavations by public utilities; least disturbance; pre-construction meeting; application fee; escrow fee; guaranty; restoration.
[Amended 7-11-1977 by Ord. No. 77-19; 10-11-1977 by Ord. No. 77-22]

A.

Utility companies, including those engaged in the installation of gas, sewer, water, telecom and electric lines, shall report to the Department of Public Works and the Borough Engineer, yearly, their intentions with regard to prospective work requiring future street openings in the community for the purpose of coordinating such activity with pavement projects anticipated by the Borough.

B.

Except in the case of an emergency, the Borough shall have the right to schedule street openings with utility companies in a manner which will create the least disturbance to pavement courses, in furtherance of which purpose the Borough Engineer shall provide to the utilities a schedule of expected street construction and resurfacing, upon request of same by the utility company.

C.

A pre-construction meeting may be required at the discretion of the Construction Code Official, Superintendent of Public Works or Borough Engineer.

D.

Any public utility corporation having the lawful right to construct or maintain pipes, conduits or tracks in any public street or place shall file, with the Borough Treasurer, an application fee of up to \$2,500.

E.

Any public utility corporation having the lawful right to construct or maintain pipes, conduits or tracks in any public street or place shall file, with the Borough Treasurer, an escrow fee as stipulated in § 85-5 Escrow; deposit or bond requirements.

F.

Any public utility corporation having the lawful right to construct or maintain pipes, conduits or tracks in any public street or place may file, with the Borough Treasurer, an annual bond in the sum of up to \$25,000, conditioned upon the fulfillment of all the terms and provisions of this chapter. Such bond shall be renewed each calendar year and will entitle such corporation to make excavation for the purpose of construction or maintenance of its pipes, conduits or tracks for a period of one year. Release of said bond will be conditioned upon replacing such opening or openings in the manner required within this chapter, and the work shall be performed and paid for by the person, firm or corporation obtaining the permit. The filing of such bond shall not relieve any person, firm or corporation of the necessity of securing a permit and complying with all of the terms and conditions of this chapter. Expenses, if any, incurred by the Borough for the maintenance and repair of the replacement shall be deducted from the bond posted by the permittee. Subject to the terms and conditions of this chapter, the bond shall be returned to the permittee one year after the date of the issuance of the restoration inspection certificate as indicated in § 85-6.

G.

In situations where excavations for utility or utility trenches extend the majority of a street from intersection to intersection or multiple street openings and excavations are required within a street from intersection to intersection, in addition to the backfill requirements in §85-8 and pavement restoration specifications in §85-9, final pavement restoration of the street surface shall include infrared finish, milling and paving of half of the width of the entire length of street from intersection to intersection or milling and paving of the full width of the entire length of street from intersection to intersection at the discretion of the Construction Code Official, Superintendent of Public Works, or Borough Engineer.

§ 85-14 Exemption for municipal department.

The Department of Public Utilities of the Borough of Park Ridge is exempt from the requirements of the payment of fees, the making of cash deposits and the posting of bonds to ensure proper maintenance under this chapter.

§ 85-15 Violations and penalties.

[Amended 7-8-1974 by Ord. No. 74-16; 7-11-1977 by Ord. No. 77-19]

Any person, firm or corporation violating this chapter shall be subject, upon conviction, to a fine of not more than \$500 or to imprisonment for not more than 90 days, or both, at the discretion of the Judge imposing the same. No notice shall be required prior to the issuance of a summons.

§ 85-16 Additional requirements and conditions in connection with the installation of monitoring well(s) on Borough of Park-Ridge municipally-owned property in the public right-of-way.

A.

In addition to the requirements set forth in § 85-1 through § 85-15, additional requirements, fees and conditions shall be applicable in connection with the installation of monitoring well(s) on Borough of Park-Ridge municipally-owned property in the public right-of-way, as delineated herein.

- (1) An application fee shall be submitted in the amount of \$50.00.
- (2) An inspection fee of \$250.00
- (3) Performance/Maintenance Guarantee (Cash or Bond): Permittee shall be required to furnish a \$5,000 performance/maintenance guarantee (per monitoring well) prior to commencement of the work. This guarantee shall only be used by the Borough for emergency purposes if the Permittee fails to resolve any problems with the well. The bond shall remain in full force and effect for a period of one (1) year from the date of closure of the monitoring well.

- (4) The location of the proposed monitoring well(s) shall be shown on a site plan at a scale of one (1) inch equals fifty (50) feet minimum. Prior to the submission of the permit, the applicant shall contact the Director of Operations to review the proposed location to determine an acceptable location. The location may be adjusted based on the input from Borough officials.
- (5) The construction detail of the monitoring well(s) shall be provided.
- (6) The installation of the monitoring well(s) must be performed within six (6) months from the date of the issuance. If not installed within this time frame, the permit will expire and a new permit application must be submitted.
- (7) The installation of the monitoring well must be installed by a New Jersey licensed well driller and must have the appropriate New Jersey Department of Environmental Protection (NJDEP) permit. A copy of the permit must be provided to the Director of Operations prior to the installation of the monitoring well.
- (8) The well cap installed under this permit shall have information printed on it giving the name and phone number of the responsible entity in charge of the installation and maintenance of the well.
- (9) Once installed, the monitoring well may exist in the public right-of-way for a maximum of two years. The Permittee shall inform the Borough if additional time will be required for groundwater monitoring, and shall obtain the Borough's written approval for any time extension.
- (10) The permit will stay active until the well is closed according to NJDEP requirements.
- (11) The well may only be used for ground water sampling and monitoring. The well may not be used for any other purpose without written permission from the Borough.
- (12) The Permittee, its employees, agents and contractors, further agree to indemnify, hold harmless, defend and pay on behalf of the Borough, its employees, agents, and invites any and all costs which may result from any and all claims for personal injury resulting from the installation, sampling, removal, and restoration work performed by Permittee, its employees, agents and contractor under this Agreement, including death and/or property damage arising from all acts or omissions of Permittee, its employees, agents, and contractors, including reasonable attorney's fees engendered thereby.
- (13) Permittee shall, within 48 hours notification by the Borough, adjust or cause to adjust the top of the well when such adjustment will become necessary as a result of Borough's street resurfacing, or other construction operations. In addition, the Permittee shall respond within 48 hours to perform any repairs, or resolve any issues, as reported by the Borough.
- (14) Insurance: The Permittee, at the time of application, shall provide at his or her own cost and expense, the following insurance to the Borough of Park Ridge with insurance companies with an AM Best Rating of A- or better and licensed in the State of New Jersey, which insurance shall be evidenced by Certificates and/or policies as determined by the Borough of Park Ridge.

- (15) General Liability. The Applicant shall provide Comprehensive General Liability Insurance with a combined single limit of \$1,000,000 each claim and a \$2,000,000 aggregate for bodily injury and property damage. A "claims made" policy is not acceptable.
- (16) Worker's Compensation and Employer's Liability Insurance. The Applicant shall provide proof of Worker's Compensation Insurance and be in compliance with the Compensation Law of the State of New Jersey. In the event any work is sublet, the Applicant shall require the Subcontractor similarly to provide Worker's Compensation Insurance for all of the latter's employees to be engaged in such work unless such employees are covered by the protection afforded by the Applicant's Worker's Compensation Insurance. Employer's Limit of liability shall be a minimum of \$500,000.
- (17) Automobile Liability. Automobile liability insurance, with a combined single limit of liability per occurrence of \$1,000,000 for bodily injury, property damage. This insurance shall include bodily injury and property damage with the following coverage: Owned Automobiles; Hired Automobiles and Non-owned Automobiles.
- (18) Additional Insurance Requirements. All policies and Certificates of Insurance shall be approved by the Borough of Park Ridge's Risk Manager prior to the inception of any work and shall contain the following:
- (19) Insurers shall have no right of recovery or subrogation against the Borough of Park Ridge, including its Agents and Agencies, it being the intention of the parties that the insurance policies so affected shall protect the parties and be primary coverage for any and all losses covered by the above described insurance.
- (20) The Applicant shall assume all responsibility for loss or damage to Applicant's materials, equipment and machinery involved under the contract.
- (21) In the event of interruption of coverage for any reason, all work under the permit shall cease and not resume until coverage has been restored.
- (22) All Certificates of Insurance shall list the Borough of Park Ridge as "an additional insured" for the purposes of the Permit, and shall include ISO Form CG2010 and CG 2037 (or its equivalent) as determined solely by the Risk Manager:

Certificate Holder: Borough of Park Ridge
53 Park Ave
Park Ridge, NJ 07963

The Certificate of Insurance is subject to approval by office of Risk Management must be accompanied by an endorsement page provided by the Borough. The Endorsement Page must be filled out by Applicant's Insurance Company and accompany the Certificate of Insurance and Permit Application.

- (23) If necessary, the Permittee shall coordinate with Park Ridge Police Department to provide and maintain adequate traffic control at the sole cost, risk and responsibility of Permittee and successor in interest, during the course of the construction of the well, and the monitoring and sampling periods or any other operation within the Borough right-of-way.

- (24) Permittee shall notify all adjacent residential and commercial developments as to the intended construction, and shall post notices indicating the type and the hours of construction and all other subsequent work. The Permittee shall diligently proceed to complete all work with a minimum of inconvenience to the public.
- (25) The Permittee shall be responsible for the prevention of damage to the adjacent property. No person shall excavate on land so close to the property line as to endanger any adjoining public street, sidewalk, alley, or any other public or private property without supporting and protecting such property from settling, cracking, erosion, silting, scour, or the damage which might result from the Permittee's operations.
- (26) Permittee shall notify the Director of Operations, or his designee, via e-mail at least 48 hours prior of any intended monitoring of the well to be conducted during the length of this permit. Such notification shall contain the time and date of the intended sampling, and shall be subject to the approval of the Director of Operations.
- (27) The Permittee shall provide the Director of Operations with copies of any sampling analysis results taken from the monitoring well.
- (28) The Permittee shall provide the Director of Operations copies of any environmental reports submitted to the New Jersey Department of Environmental Protection, US EPA, or any other public agency requiring the submittal of the reports. Copies of the analysis and/or environmental reports shall be provided via e-mail, or in another electronic format (e.g. USB flash drive).

B. Permit application to be executed by permittee.

Permittee shall be required to execute a permit application which delineates Permittee's agreement to maintain and operate any subject monitoring wells according to all conditions, requirements and fees set forth in this Ordinance.

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

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

APPROVED:

KEITH J. MISCIAGNA, MAYOR

Attest:

Magdalena Giandomenico
Borough Clerk

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 020-079**

INTRODUCTION OF 2020 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 2020.

BE IT FURTHER RESOLVED, that the said budget be published in The Record in the issue of March 30, 2020, and that a hearing on the Budget will be held at the Borough Hall on April 28, 2020 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
Capilli						
Epstein						
Farinaro						
Ferguson						
Metzdorf						
Mintz						

APPROVED:

KEITH J. MISCIAGNA, MAYOR

Attest:

Magdalena Giandomenico
Borough Clerk

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 020-080**

AUTHORIZE POOL STAFF AND SALARIES FOR 2020

BE IT RESOLVED, by the Mayor and Council of the Borough of Park Ridge that the Park Ridge Swimming Pool Commission is hereby authorized to hire at the subscribed rates of pay, the following persons in order to operate the Park Ridge Swimming Pool for the 2020 season.

WHEREAS, the CFO has certified there are sufficient funds available in Account No. 09-2010-55-5011; and

Christine Dow	Pool Manager/Office Manager	\$20.00/hr
Ines Lewis	Office Manager	\$15.00/hr
Alexandra McCreight	Office Manager	\$15.00/hr

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

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

APPROVED:

KEITH J. MISCIAGNA, MAYOR

Attest:

Magdalena Giandomenico
Borough Clerk

Fire Prevention	5,527.00		5,527.00
Public Works Functions			
Streets & Road Maintenance	97,280.00		97,280.00
Sewer System	6,810.00		6,810.00
Buildings & Grounds	10,490.00		10,490.00
Vehicle Maintenance	12,605.00		12,605.00
Health & Human Services			
Board of Health	3,562.50	14,670.00	18,232.50
Public Assistance	1,335.00		1,335.00
Parks & Recreation Functions			
Recreation	3,650.00		3,650.00
Senior Citizens	2,665.00		2,665.00
Other Common Operating Functions			
Park Ridge Television	1,580.00		1,580.00
Code Enforcement & Administration			
Construction Code Official	20,570.00		20,570.00
Sewerage Processing and Disposal			
Bergen County Utilities Authority - Sewer Fees		87,500.00	87,500.00
TOTAL	624,894.50	183,045.00	807,939.50
<u>Water Utility</u>			
Operating	167,612.50		167,612.50
Group Health Insurance		41,112.00	41,112.00
Statutory Expenditures			
Social Security		12,322.50	12,322.50
TOTAL	167,612.50	53,434.50	221,047.00
<u>Electric Utility</u>			
Operating	166,685.00		166,685.00
Group Health Insurance		32,733.00	32,733.00
Statutory Expenditures			
Public Employees Retirement System		8,756.00	8,756.00
TOTAL	166,685.00	41,489.00	208,174.00

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

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

APPROVED:

KEITH J. MISCIAGNA, MAYOR

Attest:

Magdalena Giandomenico
Borough Clerk

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 020-082**

**RESOLUTION AWARDING A CONTRACT
TO YOUR WAY CONSTRUCTION, INC. FOR THE
MEMORIAL FIELD TURF EXPANSION PROJECT**

WHEREAS, the memorial Field Turf Expansion Project was advertised for bid on February 28, 2020, with a bid opening on March 19, 2020; and

WHEREAS, the Chief Financial Officer has certified the funds are available in the Borough of Park Ridge Account No. 04-2150-55-1908-001; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Park Ridge, Bergen County, New Jersey upon the recommendation of the Borough Engineer and as reviewed by the Borough Attorney that the Contract be awarded to Your Way Construction, Inc., for the sum of Six Hundred Fifty Four Thousand Eight Hundred Ninety Six Dollars and Seventy Cents (\$654,896.70), for the total of the Base Bid, Alternates A and B for the Memorial Field Turf Expansion Project, being the lowest of five (5) bids received; and

BE IT FURTHER RESOLVED that Notice of this action shall be published in the newspaper The Bergen Record within ten (10) days of adoption.

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

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

APPROVED:

KEITH J. MISCIAGNA, MAYOR

Attest:

Magdalena Giandomenico
Borough Clerk

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 020-083**

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 \$ 359,788.75 (bill list dated 3/24/20) have been approved and authorized for payment 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
Capilli						
Epstein						
Farinaro						
Ferguson						
Metzdorf						
Mintz						

APPROVED:

KEITH J. MISCIAGNA, MAYOR

Attest:

Magdalena Giandomenico
Borough Clerk

**BOROUGH OF PARK RIDGE
RESOLUTION NO. 020-084**

**RESOLUTION BID AUTHORIZATION - LIGHT FIXTURES
MEMORIAL TURF FIELD**

WHEREAS, the Borough of Park Ridge need to purchase sport lighting fixtures and appurtenances to be installed on the expanded Memorial Field; and

WHEREAS, the anticipated expenditure for said lighting materials is over \$40,000.00; and

WHEREAS, the provisions of New Jersey Statute 40A:11-4 requires the public advertising for bids when total expenditure for similar materials is over \$40,000.

WHEREAS, the Board of Public Works, Borough of Park Ridge, in the County of Bergen and the State of New Jersey, recommends to the Mayor and Council to authorize for the receipt of sealed bids for the purchase of sport lighting fixtures and appurtenances: and

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 it authorizes for the receipt of sealed bids for the purchase of sport lighting fixtures and appurtenances.

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

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

APPROVED:

KEITH J. MISCIAGNA, MAYOR

Attest:

Magdalena Giandomenico
Borough Clerk