

**COMMISSIONERS CAUCUS MEETING
RIDGEFIELD PARK
September 22, 2011
7:00 PM**

Mayor Fosdick announced that this meeting is being held in accordance with the "Open Public Meeting Act, N.J.S.A. 10 4-6 et seq." notice of which was sent to the Record, and the Star Ledger on December 29, 2010 and was posted on the Municipal Bulletin Board.

ROLL CALL

Those present were Commissioners Anlian (7:03), Boyd, MacNeill, Poli and Mayor Fosdick in the Chair.

Also present: Philip Boggia, Esq., Edward Rose, Police Chief, Eugene MacIntyre, Project Manager, Alan O'Grady, DPW Superintendent, Tara O'Grady, Assistant to Clerk, and Deborah Fehre, Interim Clerk

APPROVAL OF MINUTES

Motion by Commissioner Boyd seconded by Commissioner Poli to approve the minutes of the Caucus Meeting of September 8, 2011 Closed Session Meeting of September 8, 2011.

On roll call, Commissioners Anlian, Boyd, MacNeill, Poli and Mayor Fosdick voted "YEA".

NEW BUSINESS

Resolution 2011-118 Authorize Use of Village Property on Challenger Road for Parking

Motion by Commissioner Boyd, seconded by Commissioner Poli, to approve Resolution 2011-118

On roll call Commissioners Anlian, Boyd, MacNeill, Poli, and Mayor Fosdick voted "YEA".

CLOSED SESSION I:

On a motion by Commissioner MacNeill, seconded by Commissioner Poli the public portion of the meeting recessed in order to convene a Closed Session Executive Meeting permitted pursuant to N.J.S.A. 10:4-12b (5, 7) Development of Properties on Challenger Road and the following Proposed Tax Appeal Settlements:

Hartz Mountain Industries v. Village of Ridgefield Park,
60-62 Bergen Turnpike, LLC v. Village of Ridgefield Park,
Ridgefield Park 81 Associates v. Village of Ridgefield Park,
B Three Realty, LLC v. Village of Ridgefield Park and
RP Holdings, LLC v. Village of Ridgefield Park

On roll call Commissioners Anlian, Boyd, MacNeill, Poli and Mayor Fosdick voted "YEA".

The Board of Commissioners convened closed session at 7:03 p.m.

On a motion by Commissioner Anlian, seconded by Commissioner Boyd the Board of Commissioners returned to open session at 7:35 p.m.

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PUBLIC ACTION AFTER CLOSED SESSION:

On a motion by Commissioner Boyd, seconded by Commissioner Poli, the Ridgefield Park Board of Commissioners authorized Mr. Boggia, Village Attorney, to proceed regarding the new Request for Proposals for the sale of two properties on Challenger Boulevard and they further authorized the advertisement of the Notice of Request for Proposals be issued on October 1, 2011, or as soon thereafter as feasible, with the return date of December 1, 2011.

On roll call Commissioners Anlian, Boyd, MacNeill, Poli and Mayor Fosdick voted "YEA".

On a motion by Commissioner Boyd, seconded by Commissioner MacNeill, the Ridgefield Park Board of Commissioners authorized the firm of Boggia and Boggia to proceed with the proposed tax appeal settlements as set forth in Mr. Betesh's communications for the following tax appeal cases:

Hartz Mountain Industries v. Village of Ridgefield Park,
60-62 Bergen Turnpike, LLC v. Village of Ridgefield Park,
Ridgefield Park 81 Associates v. Village of Ridgefield Park,
B Three Realty, LLC v. Village of Ridgefield Park and
RP Holdings, LLC v. Village of Ridgefield Park

On roll call Commissioners Anlian, Boyd, MacNeill, Poli and Mayor Fosdick voted "YEA".

Eugene MacIntyre left the meeting at 7:37 p.m.

CORRESPONDENCE

- 09-13 NJLM League Conference Registration - Informational
- 09-14 TTI Environmental Incorporated – no new information, Mrs. Fehre should send e-mail to requestor
- 09-15 Office of Governor – Available Funding for Local Governments Storm Damage Repairs - Informational
- 09-16 Office of Governor – Expedited Federal Declaration of Disaster Tropical Storm Lee - Denied
- 09-17 NJLM Membership Advisory – Ethics & Conflicts of Interest Seminar October 14, 2011 - Informational
- 09-18 Bergen Community College – Report to the Community 2010 - Informational
- 09-19 NJLM Membership Advisory – Applying for Grants Seminar October 5, 2011 - Informational
- 09-20 NJLM Membership Advisory – Governing With Less Doing More September 28, 2011 - Informational

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- 09-21 Bergen County Clerk – Honorary Service Cards to Bergen County Veterans – information has been posted on the Village website and will be in the next newsletter
- 09-22 BCOEM – Supplemental Nutritional Assistance Program for Hurricane Irene Victims – information has been posted on the Village website
- 09-23 NJLM Mayors Advisory – Budget Issues relating to Hurricane Irene - Informational
- 09-24 NJLM Mayors Advisory – Federal Transportation/FAA Funding Developments - Informational
- 09-25 NJLM Mayors Advisory – Hurricane Irene FEMA Recovery News - Informational
- 09-26 NJLM Mayors Advisory – Opposition to bill S-2887 Exempting Certain Wind Turbines from Local Review - Informational
- 09-27 NJLM Mayors Advisory – BPU Public Hearings on Electric Utilities - Informational
- 09-28 NJLM – Sustainable Jersey Awards Luncheon, November 15, 2011 – at League Conference in Atlantic City
- 09-29 Martin Kafafian, Esq. – Development of Ridgefield Park Properties – closed session
- 09-30 Bergen County Executive- Vehicle Auction September 20, 2011 - Informational
- 09-31 Korean Produce Association, Inc. – Request for Permission to Park Cars on Village Property on Challenger Road – resolution will be on the September 27 agenda
- 09-32 NJLM – Annual Business Meeting Date and Dues - Informational
- 09-33 Borough of Maywood – Resolution Re: Relocation of PSE&G's Substations - Informational
- 09-34 US Postal Service – Study Re: Closing of Facilities Due to Decrease in Mail Delivery - Informational
- 09-35 Bergen County Freeholders – Ordinances and Resolutions - Informational
- 09-36 NJLM Mayors Advisory – Bill S-2887 Held Re: Wind Turbines - Informational
- 09-37 NJLM Mayors Advisory – Verizon Business Personal Property Tax Developments - Informational
- 09-38 NJLM Mayors Advisory – Energy Tax White Paper Released – illustrates what the problem is, perhaps the form should be signed and sent in again
- 09-39 NJLM Mayors Advisory – NJDEP Pilot Program Acquisition of Flood Prone Lands - Informational
- 09-40 Bergen County Executive – Federal Program Re: Loss of Employment Due to Recent Natural Disaster - Informational

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- 09-41 NJLM Mayors Advisory – Annual Business Meeting Date - Informational
- 09-42 NJLM Mayors Advisory – Governors Reorganization Plan Abolishes COAH, Transfers Responsibilities to DCA – Mt. Laurel decision is still in effect
- 09-43 William Betesh, Esq. – Proposed Tax Appeal Settlements – closed session

HEARING OF CITIZENS

No public present

DISCUSSION

Request for Proposals – Challenger Road Development Area – Discussion took place in Closed Session I, public action followed the closed session.

Proposed Ordinance Re: OPRA and Discovery Fees – The ordinance should be placed on September 27, 2011 agenda for introduction.

REPORTS

Commissioner Boyd asked the Mayor and Commissioners when they would like to address a revised taxi and limousine ordinance. Copies from other towns have been distributed. Mr. Boggia will speak with Mr. Betesh regarding the follow up.

Commissioner Poli reported that a trailer was parked on the property at 64 Challenger Road without permission from the Village. It should be removed.

Commissioner MacNeill reported that a second round of testing on the All Purpose Field has triggered a third round of testing. Plans are being made to address the condition. He has asked Mr. Stefanile to apply to Green Acres for remediation funds. Judge Perna issued his decision. Mr. Shaker owes \$177,000.00 in fines.

Commissioner Anlian No report

Mayor Fosdick mentioned the editorial regarding the police in various municipalities delivering mail; Chief Rose commented that this was not an issue in Ridgefield Park. The French Firefighters are visiting next Tuesday. St. Francis School may become a charter school. There has been difficulty getting vendors for the new frequency radios. The FEMA application will be submitted tomorrow.

CLOSED SESSION II:

On a motion by Commissioner Boyd, seconded by Commissioner Poli the public portion of the meeting recessed in order to convene a Closed Session Executive Meeting permitted pursuant to N.J.S.A. 10:4-12b (7) Village of Ridgefield Park v. County of Bergen

On roll call Commissioners Anlian, Boyd, MacNeill, Poli and Mayor Fosdick voted “YEA”.

The Board of Commissioners convened closed session at 8:00 p.m.

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On a motion by Commissioner Boyd, seconded by Commissioner Anlian, the Board of Commissioners returned to open session at 8:10 p.m.

DPW Superintendent Alan O’Grady reported damage to two end pilings at dock from Hurricane Irene. One of the benches near Park Street parking lot was stolen.

Police Chief Rose reported that \$80,000.00 has been received from the COPS grant. The remaining \$5,000.00 due is being submitted. The police will do a presentation at the next Caucus Meeting regarding evacuation of the building.

CLOSED SESSION III:

On a motion by Commissioner MacNeill, seconded by Commissioner Poli the public portion of the meeting recessed in order to convene a Closed Session Executive Meeting permitted pursuant to N.J.S.A. 10:4-12b (7) Rosario and Roman v. Ridgefield Park Police Department

On roll call Commissioners Anlian, Boyd, MacNeill, Poli and Mayor Fosdick voted “YEA”.

The Board of Commissioners convened closed session at 8:25 p.m.

On a motion by Commissioner Boyd, seconded by Commissioner Poli, the Board of Commissioners returned to open session at 8:30 p.m.

ADJOURNMENT

Mayor Fosdick adjourned the meeting at 8:30 p.m.

/s/John H. Anlian
Commissioner

Commissioner

/s/Adam A. MacNeill
Commissioner

Commissioner

/s/ George D. Fosdick
Mayor

/s/ Deborah L. Fehre
Interim Village Clerk
Approved on October 6, 2011