

COMMISSIONERS CAUCUS MEETING AGENDA
RIDGEFIELD PARK
August 17, 2023
7:00 PM

Mayor Anlian announces 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, 2022 and was posted on the Municipal Bulletin Board and the Village Website.

ROLL CALL

APPROVAL OF MINUTES

Commissioners Caucus Meeting of August 3, 2023
Commissioners Closed Session Meeting of August 3, 2023

CORRESPONDENCE

08-02 Board of County Commissioners – Resolutions/Ordinances

08-03 NJDEP Weekly Update

08-04 Joseph Dunn, Boswell Engineering – 65 Challenger Road

08-05 Local Finance Notice 2023-14

08-06 Lee Cohen - Save My Life Program

08-07 NJDEP Weekly Update

08-08 NJLM Weekly Roundup

DISCUSSION

Ridgefield Park Arts Association

NEW BUSINESS

Mayor Anlian announces that the following business is considered to be routine in nature and will be enacted in one motion. Any item may be removed for separate consideration.

Resolutions:

- 2023-117 Authorize Special Law Enforcement Officer III's Agreement for 2023-2024 School Year
2023-118 Authorize Fairfield Maintenance for Upgrade to the Municipal Refueling System
2023-119 Authorize Limited Outdoor Dining

ORDINANCE INTRODUCTION

2023-13 AN ORDINANCE AMENDING CHAPTER 362 OF THE CODE OF THE VILLAGE OF RIDGEFIELD PARK, ENTITLED "TOWING AND STORAGE"

ORDINANCE PUBLIC HEARING & ADOPTION

2023-11 BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF THE SANITARY SEWERAGE AND STORM WATER DRAINAGE SYSTEMS (CSO PROJECT) IN AND OF THE VILLAGE OF RIDGEFIELD PARK, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$8,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$8,000,000 BONDS OR NOTES OF THE VILLAGE FOR FINANCING SUCH APPROPRIATION.

HEARING OF CITIZENS

REPORTS

Mayor & Commissioners
Village Attorney
Superintendent DPW

Chief of Police
Village Clerk

CLOSED SESSION

2023-120 Authorize Closed Session Meeting

ADJOURNMENT

Resolution 2023-117

BE IT RESOLVED that the Ridgefield Park Board of Commissioners authorizes Mayor Anlian to sign the Special Law Enforcement Officer III's Agreement with the Ridgefield Park Public School District for the 2023-2024 school year.

Resolution 2023-118

BE IT RESOLVED that the Ridgefield Park Board of Commissioners authorizes Fairfield Maintenance to upgrade the Vapor Recovery System to the Municipal Refueling System, located at the Department of Public Works, as required for air permitting per the New Jersey Department of Environmental Protection.

BE IT FURTHER RESOLVED that Fairfield Maintenance has NJ State Contract No. T0849 FMI No. 42264 for their services.

RESOLUTION AUTHORIZING LIMITED OUTDOOR DINING ON A TEMPORARY BASIS IN DESIGNATED AREAS ON MAIN STREET

WHEREAS, pursuant to Executive Order No. 150(2020), the State of New Jersey authorized municipalities to allow restaurants and other business establishments to use fixtures and equipment enabling them to serve patrons outdoors, in private areas, sidewalks, and other municipal designated outdoor areas during the Covid pandemic, which Order has been extended through November 30, 2024; and

WHEREAS, the Executive Order enabled municipalities to expand outdoor dining in order to support small food and beverage establishments; and

WHEREAS, outdoor dining has shown to be a real success for those communities that have authorized this expanded use of dining facilities; and

WHEREAS, the Board of Commissioners believes it is in the best interest of the Village to authorize temporary outdoor dining, which shall be determined on a case-by-case basis by the Board of Commissioners based upon which establishments provide the most suitable location for outdoor dining, including but not limited to pedestrian traffic, dimensions of the area to be utilized, and the building, street and sidewalk upon which it fronts.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Village of Ridgefield Park that businesses shall be authorized to operate, on a temporary basis, outdoor dining, subject to the rules and regulations and other requirements set forth herein. The second business to have outdoor dining is as follows:

2. MK Valencia
228 Main Street
Ridgefield Park, NJ 07660

BE IT FURTHER RESOLVED that each designated establishment must provide insurance covering any and all claims arising from the operation of outdoor dining and comply with all rules and regulations and specifications as adopted by the Board of Commissioners; and

BE IT FURTHER RESOLVED that each establishment must comply with police regulations, Board of Health and Sanitary Code requirements, fire safety codes, building codes for temporary structures, and obtain necessary permits if applicable.

VILLAGE OF RIDGEFIELD PARK

ORDINANCE NO. 2023-13

**AN ORDINANCE AMENDING CHAPTER 362 OF
THE CODE OF THE VILLAGE OF RIDGEFIELD
PARK, ENTITLED "TOWING AND STORAGE"**

WHEREAS, Chapter 362 of the Village Code sets forth the rules and regulations for towing companies and towing facilities that operate within the Village; and,

WHEREAS, Section 12 of Chapter 362 contains the fee schedule for the towing and storage of vehicles in the Village; and,

WHEREAS, the Ridgefield Park Board of Commissioners wish to amend the aforementioned Section to tie the towing and storage rates to the same rates that are approved by the New Jersey State Police on an annual basis.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Village of Ridgefield Park, that Chapter 362 of the Village Code, entitled "Towing and Storage", is hereby amended as follows:

SECTION 1: AMENDMENTS TO SECTION 362-12, ENTITLED "TOWING AND STORAGE FEE SCHEDULE".

Section 362-12, entitled "Towing and storage fee schedule" is hereby deleted in its entirety and replaced with the following:

- A. Fees for towing and storage of private passenger vehicles damaged in an accident, disabled on the roadway or recovered after being stolen shall not exceed those allowable by any and all New Jersey laws governing such fees.
- B. The rates for all towing and towing-related services shall be as set forth in the New Jersey State Police Schedule of Services approved by the Attorney General and implemented by the New Jersey State Police, as published and updated on an annual basis. A current

listing of the rates charged shall be maintained, as amended, by the Chief of Police or his designee, and by the official towing companies operating within the Village of Ridgefield Park. There shall be no additional charges other than those provided herein.

SECTION 2: SEVERABILITY.

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

SECTION 3: INCONSISTENCY.

Any and all ordinances, or parts thereof, in conflict or inconsistent with any of the terms and provisions of this Ordinance are hereby repealed to such extent as they are so in conflict or inconsistent.

SECTION 4: EFFECTIVE DATE.

This ordinance shall take effect twenty (20) days after the first publication thereof after final passage.

ORDINANCE 2023-11

BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF THE SANITARY SEWERAGE AND STORM WATER DRAINAGE SYSTEMS (CSO PROJECT) IN AND OF THE VILLAGE OF RIDGEFIELD PARK, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$8,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$8,000,000 BONDS OR NOTES OF THE VILLAGE FOR FINANCING SUCH APPROPRIATION.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE VILLAGE OF RIDGEFIELD PARK, IN THE COUNTY OF BERGEN, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by The Village of Ridgefield Park, in the County of Bergen, New Jersey. For the said improvement or purpose stated in said Section 3, there is hereby appropriated the sum of \$8,000,000 said sum, except with respect to certain previously incurred planning, design and other initial costs thereof, being inclusive of all appropriations heretofore made therefor.

Section 2. For the financing of said improvement or purpose, including for the purposes of applicable United States Treasury regulations the reimbursement of expenditures heretofore or hereafter made therefor, and to meet the said \$8,000,000 appropriation, negotiable bonds of the Village are hereby authorized to be issued in the principal amount of \$8,000,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Village in a principal amount not exceeding \$8,000,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which said obligations are to be issued is the improvement of the sanitary sewerage and storm water drainage systems in and of the Village including, without limitation, the separation of combined sewers throughout the Village for the largest drainage area possible including the replacement of existing storm and sanitary sewer structures and pipes, the construction of new separated storm and sanitary sewer structures and pipes and the installation of green infrastructure water quality treatment measures where applicable, together with all financial planning and fiscal sustainability evaluation, infrastructure conditional assessment via closed circuit television inspection, property acquisition for new storm and sanitary sewer facilities, and all site work, structures, equipment, appurtenances, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Village Clerk and hereby approved.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose pursuant to this bond ordinance is \$8,000,000.

(c) The estimated cost of said purpose is \$8,000,000, said amount being exclusive of certain previously incurred planning, design and other initial costs thereof.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purpose described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the Village may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is forty (40) years.

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Village Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Village as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$8,000,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$2,075,000 for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of said Local Bond Law may be included as part of the cost of said improvement and is included in the foregoing estimate thereof.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer, the acting chief financial officer or the treasurer of the Village (the "Chief Financial Officer"), provided that, except as may be otherwise provided for and authorized by N.J.S.A. §58:11B-9(e) relating to interim loans from the New Jersey Infrastructure Bank, no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8 and N.J.S.A. §58:11B-9(e). The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale at not less than par and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the

Village at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 6. The full faith and credit of the Village are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Village, and the Village shall be obligated to levy ad valorem taxes upon all the taxable property within the Village for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 7. The capital budget or temporary capital budget of the Village is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Village Clerk and are available for public inspection.

Section 8. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.