

MINUTES
Regular Council Meeting
Monday, April 27, 2020
7:30pm

CALL THE MEETING TO ORDER

Council President Bromberg called the Virtual Council meeting via GoToMeeting to order at 7:30pm.

SALUTE TO FLAG

Council President Bromberg asked all in attendance to join him in a Salute to the Flag.

SUNSHINE LAW STATEMENT

Council President Bromberg read the Sunshine Statement into the record, as follows:

"In accordance with the provisions set forth in the Open Public Meetings Law, notification of this meeting has been sent to all officially appointed Township newspapers and notice is posted at the Municipal Office."

ROLL CALL

Councilman Donovan, Councilman Criscuolo, Councilwoman Sieg and Council President Bromberg were present.

Also present: Mayor Glen Jasionowski, Township Attorney Silvana Raso, Business Administrator/CFO Gennaro Rotella, Township Engineer Chris Statile, Township Clerk Karen Campanelli and Township Auditor Rob Haag.

Mayor's Comments

Mayor Jasionowski reported that they have started; were they could, to safely start adding back services to the community. The DPW has opened up the Recycling Center on a limited basis. Also, the Building Department on a limited basis has resumed doing building inspections on work that was begun prior to the shutdown. The Mayor further reported that Town hall is operating; however, they are not open to the public. He added that there are certain things we still can't do because of the Executive Orders.

He next reported that Gennaro in an effort to get ahead of this has called people in to measure and install glass barriers at both Town hall counters and has ordered supplies of masks and disinfectants. Mayor Jasionowski reported that two employees have had the virus and are now recovered and back to work. And in presently in the Township they have 94 active cases and 6 fatalities.

The Mayor reported that as of right now there is no indication as to when they will be allowed to open any parks.

Council Comments

Councilman Donovan wished all to stay healthy.

Councilwoman Sieg no comments. Wished all to stay safe and healthy.

Councilman Criscuolo had no comments.

Council President Bromberg also had no comments.

Business Administrator's Report

Mr. Rotella had no official report this evening.

*Councilman Ben-Yishay joined the meeting.

Engineer’s Report

Mr. Statile reported that his staff and their families are all doing well and staying healthy. He reported that they have just completed a survey of 150 storm drain outlets. They have all been photographed and indexed which will make it easier for the Superintendent to monitor for any needed repairs. Mr. Statile just received the site plans for New Concepts for living on Cedar Lane; this community group home is part of the Township’s COAH Settlement Plan. He expected this will be before the Planning Board shortly for approval.

Mr. Statile next reported that the plans and specs are ready for the Miniature Golf course and he expects to have this to Gennaro in a week. Hen reported on the Golf Course Bunker project; he is working with Christine to scale this project back and plans to have it out to bid in two weeks.

PUBLIC HEARING 2020 MUNICIPAL BUDGET

Motion by Councilman Criscuolo seconded by Councilman Ben-Yishay to open the public hearing on the 2020 Municipal Budget.

There being no questions or comments from the publication Councilman Criscuolo seconded by Councilman Ben-Yishay to close the public hearing.

RESOLUTIONS

Motion by Councilwoman Sieg second by Councilman Donovan to approve Resolution #2020-110 as follows:

Resolution #2020-110

RESOLUTION TO AMEND 2020 BUDGET

WHEREAS, the local municipal budget for the year 2020 was approved on the 23rd day of March, 2020; and

WHEREAS, the public hearing on said budget has been held as advertised; and

WHEREAS, it is desired to amend said approved budget.

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Township of River Vale, County of Bergen, that the following amendments to the approved budget of 2020 be made:

	<u>From</u>	<u>To</u>
GOLF COURSE UTILITY FUND		
Revenues		
	\$	
Golf Course Fees	2,525,000	\$ 2,375,000
Reserve for Payment of Debt	400,000	550,000

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of the Division of Local Government Services for certification of the 2020 local municipal budget so amended.

ROLL CALL VOTE

Councilman Ben-Yishay, Councilman Donovan, Councilwoman Sieg, Councilman Criscuolo and Council President Bromberg voted yes.

Motion by Councilman Donovan second by Councilman Criscuolo to approve Resolution #2020-111 as follows:

Resolution #2020-110

Adopt 202 Budget (attached)

ROLL CALL VOTE

Councilman Ben-Yishay, Councilman Donovan, Councilwoman Sieg, Councilman Criscuolo and Council President Bromberg voted yes.

1st Hearing of the Public

Motion by Councilman Criscuolo; second by Councilman Donovan to open the meeting to the public.

There being no questions or comments from the public. Motion by Councilman Criscuolo; second by Councilman Donovan to close the meeting to the public.

RESOLUTIONS

Motion by Councilman Donovan; second by Councilman Ben-Yishay to approve Resolution #2020-112 through #2020-115 as a Consent Agenda as follows:

Resolution #2020-112

RESOLUTION APPROVING MINUTES MARCH 23, 2020 REGULAR MEETING

BE IT RESOLVED, by the Township Council of the Township of River Vale that the minutes of the March 23, 2020 Regular meeting of the Township Council are hereby approved.

Resolution #2020-113

RESOLUTION APPROVING MINUTES APRIL 13, 2020 REGULAR MEETING

BE IT RESOLVED, by the Township Council of the Township of River Vale that the minutes of the April 13, 2020 Regular meeting of the Township Council are hereby approved.

Resolution #2020-114

(Volleyball Clinic Registration Fees)

WHEREAS, due to the cancellation of the Mayors Wellness Volleyball Clinic, refunds are due to those residents who paid the registration fee; and

WHEREAS, the Treasurer has certified the availability of funds in the Recreation Account.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of River Vale that said refunds are approved and the Treasurer is hereby authorized to issue municipal checks payable as follows:

Lisa Cannillo 581 Forest Drive Refund Amount: \$ 100.00	Jeanne Feeley 517 Track Lane Refund Amount: \$ 300.00	Danielle King 887 Daniel Drive Refund Amount: \$ 100.00
Denise Piretra 619 Montview Place Refund Amount: \$ 100.00	Mary Mulry 695 Alden Court Refund Amount: \$ 100.00	Kelley Sullivan 547 Brook Avenue Refund Amount: \$ 100.00
Pam Commerford 778 Tiffany Avenue Refund Amount: \$ 100.00	Suzanne Demeo 701 Westwood Avenue Refund Amount: \$ 100.00	Jamie Klouda 552 Cleveland Avenue Refund Amount: \$ 100.00
Tara Schlessinger	Cheryl Ferrari	Michelle Diomede

76 Coopers Lane Refund Amount: \$ 100.00	554 Forest Drive Refund Amount: \$ 100.00	714 Tulip Place Refund Amount: \$ 100.00
Christine Welsh 879 Daniel Drive Refund Amount: \$ 100.00	Nandini Karnik 560 Brook Avenue Refund Amount: \$ 100.00	

Resolution #2020-115

PAYMENT OF BILLS

BE IT RESOLVED by the Township Council of the Township of River Vale that the Business Administrator is hereby authorized to pay the following claims:

CURRENT ACCOUNT claims in the amount of:	\$	70,218.77
RESERVE CURRENT ACCOUNT claims in the amount of:	\$	21,034.16
GOLF COURSE UTILITY OPERATING ACCOUNT claims in the amount of:	\$	56,811.12
RESERVE GOLF COURSE UTILITY OPERATING ACCT claims in the amount of:	\$	1,800.00
SNOW REMOVAL TRUST ACCOUNT claims in the amount of:	\$	24,013.84
ANIMAL TRUST ACCOUNT claims in the amount of:	\$	154.20
TRUST ACCOUNT claims in the amount of:	\$	288.01
RECREATION TRUST ACCOUNT claims in the amount of:		
PRIVATE DUTY TRUST ACCOUNT claims in the amount of:	\$	11,514.49
ACCUMULATED ABSENCE TRUST ACCOUNT claims in the amount of:		
HOUSING TRUST ACCOUNT claims in the amount of:	\$	6,751.14
JUNIOR POLICE ACADEMY TRUST ACCOUNT claims in the amount of:		
GOLF COURSE UTILITY CAPITAL ACCOUNT claims in the amount of:	\$	19,811.00
OPEN SPACE TRUST ACCOUNT claims in the amount of:		
CAPITAL ACCOUNT claims in the amount of:		
PLANNING BOARD TRUST ACCOUNT claims in the amount of:		
SPECIAL TRUST ACCOUNT claims in the amount of:	\$	197.50
ZONING BOARD TRUST ACCOUNT claims in the amount of:		
TOTAL CLAIMS TO BE PAID	\$	212,594.23

BE IT FURTHER RESOLVED by the Township Council of the Township of River Vale that the following claims have been paid by the Business Administrator prior to the Bill List Resolution in the following amounts:

CURRENT ACCOUNT claims in the amount of:	\$	3,520,863.18
RESERVE CURRENT ACCOUNT claims in the amount of:		
GOLF COURSE UTILITY OPERATING ACCOUNT claims in the amount of:	\$	189,058.91
RESERVE GOLF COURSE UTILITY OPERATING ACCT claims in the amount of:		
ACCUMULATED ABSENCE TRUST ACCOUNT claims in the amount of:		
TRUST ACCOUNT claims in the amount of:	\$	95.00
ANIMAL TRUST ACCOUNT claims in the amount of:		
PUBLIC ASSISTANCE TRUST ACCOUNT claims in the amount of:		
OPEN SPACE TRUST ACCOUNT claims in the amount of:	\$	18,800.00
PRIVATE DUTY TRUST ACCOUNT claims in the amount of:	\$	21,315.13
PAYROLL AGENCY TRUST ACCOUNT claims in the amount of:	\$	1,131,998.37
SNOW REMOVAL TRUST ACCOUNT claims in the amount of:	\$	11,375.00
JUNIOR POLICE ACADEMY TRUST ACCOUNT claims in the amount of:	\$	38.01
GOLF COURSE UTILITY CAPITAL ACCOUNT claims in the amount of:	\$	14,578.00
SPECIAL TRUST ACCOUNT claims in the amount of:	\$	4,835.00
CAPITAL ACCOUNT claims in the amount of:	\$	5,159.89
BUILDERS ESCROW ACCOUNT claims in the amount of:	\$	1,050.00
PLANNING BOARD TRUST ACCOUNT claims in the amount of:	\$	1,215.00
ZONING BOARD TRUST ACCOUNT claims in the amount of:	\$	1,186.25
TOTAL CLAIMS PAID	\$	4,921,567.74
TOTAL BILL LIST RESOLUTION	\$	5,134,161.97

**MANUAL DISBURSEMENTS
BILL LIST FOR April 27, 2020**

3/31/2020 Transfer Payroll	\$	277,703.94
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4/15/2020	Transfer Payroll	\$	226,548.81
TOTAL STATUTORY ACCOUNT DISTRIBUTIONS		\$	504,252.75

ROLL CALL VOTE

Councilman Ben-Yishay, Councilman Donovan, Councilman Criscuolo, Councilwoman Sieg and Council President Bromberg voted yes.

Ordinances for 1st Reading

There were no Ordinances for 1st Reading

Ordinances for 2nd Reading and Public Hearing

ORDINANCE #366-2020

Motion to Adopt: Councilman Ben-Yishay

Second: Councilman Donovan

Motion by Councilwoman Sieg second Councilman Criscuolo to open the Public Hearing for Ordinance #366-2020.

There being no questions or comments from the public motion by Councilman Criscuolo seconded by Councilman Donovan to close the public hearing on Ordinance #366-2020.

AN ORDINANCE OF THE TOWNSHIP OF RIVER VALE, BERGEN COUNTY, NEW JERSEY TO EXCEED THE MUNICIPAL BUDGET COST OF LIVING ALLOWANCE AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A-4-45.14) FOR CALENDAR YEAR 2020

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Governing Body of the Township of River Vale in the County of Bergen finds it 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 Governing Body hereby determines that a 1.0% increase in the budget of said year, amounting to \$109,921 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Governing Body 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 Governing Body of the Township of River Vale, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2020 budget year, the final appropriations of the Township of River Vale shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by up to 3.5%, amounting to \$384,725, and that the CY 2020 municipal budget for the Township of River Vale 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.

ROLL CALL VOTE

Councilman Ben-Yishay, Councilman Donovan, Councilman Criscuolo, Councilwoman Sieg and Council President Bromberg voted yes.

ORDINANCE #367-2020

Motion by Councilwoman Sieg second Councilman Criscuolo to open the Public Hearing for Ordinance #367-2020.

There being no questions or comments from the public motion by Councilman Criscuolo seconded by Councilman Ben-Yishay to close the public hearing on Ordinance #367-2020.

Motion to Adopt: Councilman Criscuolo

Second: Councilman Ben-Yishay

AN ORDINANCE OF THE TOWNSHIP OF RIVER VALE, IN THE COUNTY OF BERGEN, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND OTHER RELATED EXPENSES IN AND FOR THE TOWNSHIP OF RIVER VALE AND APPROPRIATING \$1,590,345 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$1,220,828 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF RIVER VALE TO FINANCE THE SAME

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF RIVER VALE, IN THE COUNTY OF BERGEN, NEW JERSEY (NOT LESS THAN TWO-THIRDS OF all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of River Vale, in the County of Bergen, New Jersey (the "Township"), as general improvements. For the several improvements or purposes described in Section 3 hereof, there are hereby appropriated the respective sums of money therein stated as the appropriations made for each improvement or purpose, such sums amounting in the aggregate to \$1,590,345, including the aggregate sum of (a) \$230,000 in moneys now held by the Township and previously contributed by the Borough of Montvale for the purposes set forth in Sections 3(c) of this bond ordinance, (b) \$60,000 in moneys now held by the Township and previously contributed by the Borough of Montvale for the purposes set forth in Sections 3(f) of this bond ordinance and (c) \$79,517 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision in the capital improvement fund in one or more previously adopted budgets.

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

authorized to be issued in the principal amount of \$1,220,828 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

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

- (a) Purpose: Acquisition of information technology and telecommunications equipment, including items with a unit cost less than \$5,000, including, but not limited to, portable radios and pagers for the Volunteer Ambulance Corps, pagers, radios and thermal imaging camera and gas meters for the Volunteer Fire Department and portable and mobile radio replacement for the Police Department and construction code department software for the Administration Department, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$118,875
<u>Maximum Amount of Bonds or Notes:</u>	\$112,932
<u>Period or Average Period of Usefulness:</u>	5 years
<u>Amount of Down Payment:</u>	\$5,943

- (b) Purpose: Acquisition of equipment for the Township’s Volunteer Fire Department, including, but not limited to, firefighter personal protective equipment, and hoses, nozzles, appliances and equipment, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$41,470
<u>Maximum Amount of Bonds or Notes:</u>	\$39,396
<u>Period or Average Period of Usefulness:</u>	10 years
<u>Amount of Down Payment:</u>	\$2,074

- (c) Purpose: Acquisition of sewer jet truck for the Department of Public Works, including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$506,000
<u>Maximum Amount of Bonds or Notes:</u>	\$250,700
<u>Period or Average Period of Usefulness:</u>	5 years
<u>Amount of Down Payment:</u>	\$25,300
<u>Montvale contribution:</u>	\$230,000

- (d) Purpose: Department of Public Works site remediation and well monitor installation, including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$121,000
<u>Maximum Amount of Bonds or Notes:</u>	\$114,950
<u>Period or Average Period of Usefulness:</u>	15 years
<u>Amount of Down Payment:</u>	\$6,050

- (e) Purpose: Acquisition of information technology and telecommunications equipment with a unit cost greater than \$5,000, including, but not limited to, automated license plate reader cameras for

the Police Department, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$66,000
<u>Maximum Amount of Bonds or Notes:</u>	\$62,700
<u>Period or Average Period of Usefulness:</u>	7 years
<u>Amount of Down Payment:</u>	\$3,300

- (f) Purpose: Acquisition of equipment for the Department of Public Works, including, but not limited to, automatic fire suppression/sprinklers, mechanic truck lifts and an asphalt dump trailer, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$187,000
<u>Maximum Amount of Bonds or Notes:</u>	\$117,650
<u>Period or Average Period of Usefulness:</u>	15 years
<u>Amount of Down Payment:</u>	\$9,350
<u>Montvale contribution:</u>	\$60,000

- (g) Purpose: Reconstruction and resurfacing of various streets and roads in the Township to Class A standards, as provided in the Local Bond Law, as identified on a list on file in the office of the Township Clerk, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$495,000
<u>Maximum Amount of Bonds or Notes:</u>	\$470,250
<u>Period or Average Period of Usefulness:</u>	20 years
<u>Amount of Down Payment:</u>	\$24,750

- (h) Purpose: Catch basin construction, including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$55,000
<u>Maximum Amount of Bonds or Notes:</u>	\$52,250
<u>Period or Average Period of Usefulness:</u>	15 years
<u>Amount of Down Payment:</u>	\$2,750

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

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

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is

directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget, as applicable, of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or temporary capital budget, as applicable, and capital program as approved by the Director of the Division of Local Government Services is on file with the Township Clerk and is available there for public inspection.

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

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

(b) The period of usefulness of the several improvements or purposes, within the limitations of the Local Bond Law, computed on the basis of the respective amounts or obligations authorized for each improvement or purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 13.375 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Township Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,220,828, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$144,577 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

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

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

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

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

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

Section 10. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 11. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 12. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

ROLL CALL VOTE

Councilman Ben-Yishay, Councilman Donovan, Councilman Criscuolo, Councilwoman Sieg and Council President Bromberg voted yes.

ORDINANCE #368-2020

Motion by Councilman Ben-Yishay second Councilman Criscuolo to open the Public Hearing for Ordinance #368-2020.

There being no questions or comments from the public motion by Councilman Criscuolo seconded by Councilman Donovan to close the public hearing on Ordinance #368-2020.

Motion to Adopt: Councilman Ben-Yishay

Second: Councilman Criscuolo

AN ORDINANCE OF THE TOWNSHIP OF RIVER VALE, IN THE COUNTY OF BERGEN, NEW JERSEY, PROVIDING FOR IMPROVEMENTS TO THE RIVER VALE COUNTRY CLUB GOLF COURSE IN AND FOR THE TOWNSHIP AND APPROPRIATING \$302,500 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$287,375 IN BONDS OR NOTES OF THE TOWNSHIP OF RIVER VALE TO FINANCE THE SAME

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF RIVER VALE, IN THE COUNTY OF BERGEN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Township of River Vale, in the County of Bergen, New Jersey (the "Township"), as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated \$302,500, including \$15,125 as the down payment for the improvement or purpose required by the Local Bond Law. The down payment has been made available by virtue of provision in the capital improvement fund in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$287,375 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for which the bonds are to be issued is for improvements at the River Vale Country Club Golf Course in the Township, including, without limitation, building entrance renovations, replacement of golf storage building roof, replacement of baseboard

heat covers and construction of a miniature golf course, and including all work and materials necessary therefor on incidental thereto.

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

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget, as applicable, of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or temporary capital budget, as applicable, and capital program as approved by the Director of the Division of Local Government Services is on file with the Township Clerk and is available there for public inspection.

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

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose the Township may lawfully undertake as a general improvement, and no part of the costs thereof have been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose, within the limitations of the Local Bond Law, is fifteen (15) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Township Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$287,375, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$27,500 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) The Township reasonably expects to commence acquisition and/or construction of the several improvements or purposes described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Township further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate not to exceed the amount of bonds or notes authorized in Section 2 hereof.

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

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

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall

not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

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

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

ROLL CALL VOTE

Councilman Ben-Yishay, Councilman Donovan, Councilman Criscuolo, Councilwoman Sieg and Council President Bromberg voted yes.

2nd Hearing of the Public

Motion by Councilman Donovan; second by Councilman Criscuolo to open the meeting to the public.

There being no questions or comments. Motion by Councilman Criscuolo; second by Councilman Ben-Yishay to close the meeting to the public.

ADJOURNMENT

Motion by Councilman Criscuolo: second by Councilman Donovan to adjourn the meeting at 7:48pm.

ATTEST:
Karen Campanelli, Township Clerk

Council President Mark Bromberg

