

MINUTES
Regular Council Meeting
Monday, April 24, 2023
Council Chambers 7:30pm

CALL THE MEETING TO ORDER

Council Vice President Sieg called the meeting to order at 7:30pm.

SALUTE TO FLAG

Council Vice President Sieg asked all in attendance to join her in a Salute to the Flag.

SUNSHINE LAW STATEMENT

Council Vice President Sieg 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 Tolomeo, Councilman Ben-Yishay, Councilman Donovan, and Council Vice President Sieg were present. Council President Criscuolo was absent.

Also present: Mayor Mark Bromberg, Township Attorney Silvana Raso, Township Engineer Chris Statile, Township Clerk Karen Campanelli and Judge Garrett.

Council Comments

Councilman Tolomeo held his comment till after the swearing in.

Councilman Ben-Yishay welcomed everyone to one of their favorite events, promotions in our Police Department.

Councilman Donovan commented that it's always great to have a crowd at a meeting.

Council Vice President Sieg commented on how fortunate they are to have the Police Department they do. She added that everyone from the Police Department is here this evening which speaks volumes about the dedication, respect and love that they have for one another.

Police Department Promotions

- Sergeant Jared Arcidiacono promotion to Lieutenant
- Police Officer Michael Monforte promotion to Sergeant

Mayor Bromberg read Officer Jared Arcidiacono's bio into the record:

Jared was hired by the River Vale Police Department in September 2008 after graduating from the Essex County Police Academy. He spent his first 10 years assigned to patrol. In 2018, Jared was assigned to the Detective Bureau.

In 2020, while still assigned to the Detective Bureau, Jared was promoted to the rank of Sergeant. While supervising the Detective Bureau, Jared trained (3) new Detectives, conducted background investigations on (7) of River Vale's new officers and oversaw another (4). Jared also serves as the Department's Training Officer, Resiliency Officer and is involved in the Department's Hiring Process.

Throughout his 14-year career, Jared has received several awards and commendations and has served as Vice President for the Pascack Valley Local 206. He is also an instructor at the Bergen County Police Academy and an alternate Captain and Treasurer of the New Jersey State PBA Hockey Team.

Holding the Bible is his wife Kim and children Lily & Jake

Pining his Badge is his Mother Cindy Cenicola

Judge Garrett swore in Officer Arcidiacono to the rank of Lieutenant.

Next, Mayor Bromberg read Police Officer Michael Montfort's bio into the record:

Mike Monforte joined the River Vale Police Department in 2018 after graduating from the Bergen County Police Academy Alternate Route Program. He holds a Bachelor of Arts degree in Criminal Justice from Kean University.

In addition to being a patrolman, Mike serves on the departments traffic bureau, which includes being a Radar instructor and Child Car Seat Technician. He is also a Field Training Officer, Narcan Coordinator, and one of the departments Domestic Violence Liaisons. Mike is also involved with the River Vale Police Association's Cigar Night and the department's community policing events.

Holding the Bible is his wife Amanda Monforte

Pining his Badge is his wife Amanda and daughter Julianna Monforte

Judge Garrett swore in Officer Monforte to the rank of Sergeant.

Mayor Bromberg thanked everyone for coming out this evening and congratulated the families, adding that their loved ones are part of a phenomenal Police Department. He also offered his congratulations to our new Lieutenant and Sergeant.

Council Vice President Sieg called for a brief recess at 7:45pm. The Council reconvened at 7:52pm.

ROLL CALL

Councilman Tolomeo, Councilman Ben-Yishay, Councilman Donovan, and Council Vice President Sieg were present. Council President Criscuolo was absent.

Council Vice President Sieg announced that there will be a Town Wide Gage Sale, the details and how to register are on the website. She next reported the in honor of their 100 Year Anniversary the Fire Department will be holding a Pickleball Tournament on June 10th and 11th at the Township new Pickleball Court.

Township Engineer Report

Mr. Statile briefly reviewed the projects going on in Town. His office is working on the shop drawings for the driving range confinement netting project. Mr. Statile just completed the specifications for the New Public Safety Complex which he has sent to the architect along with their estimate. Mr. Statile added that the bid for this project may be advertised in June.

He next reported the Township will be taking bids for the Mark Lane Lighting Improvements Project on May 18th. Mr. Statile has been working with the Library Director on a Bergen County Open Space Grant application for a new back patio and event area for the library. He added that applications are due in May.

Councilman Donovan asked about the netting at the Golf Course and if they're anticipating doing the work while the driving range operates. Mr. Statile hopes to have the work completed before the season opens.

1st Hearing of the Public

Motion by Councilman Ben-Yishay; second by Councilman Donovan to open the meeting to the public.

Tom Shine—River Vale Fire Chief—31 Roseway Court, Old Tappan—recalled at the end of last year he gave the Council an update on the status of the Fire Department, including the department’s call stats. Chief Shine explained that they are just about through the first quarter, and he would like to continue keeping the line of communication open.

He reported that the Fire Department has been unusually busy, to date they have had 97 calls. Chief Shine reported that they’ve had (2) house fires in Town this year. The first was in February on Blue Hill, the fire started with food on the stove that spread into the hood system. The Chief added that the department made a good, quick stop to the fire. The second fire was last week, there was a small fire in the North end of Town that started with the pool heater which was outside against the house. The fire extended very little into the basement, no one was displaced from this fire.

The Chief further reported that they’ve responded to 9 mutual aid fire calls so far this year. He explained that they responded to fires in Old Tappan, Westwood, Park Ridge, Hillsdale and in Orangeburg at the Rockland Psychiatric Center.

Chief Shine announced that the Mayor and Council will be receiving formal invitations to the Memorial Day Celebration being held the Saturday, May 27th. He continued that they will also be invited to the 50th Anniversary ceremony for John Tobin on August 15th.

There being no further questions or comments from the public. Motion by Councilman Ben-Yishay; second by Councilman Donovan to close the hearing of the public.

RESOLUTIONS

Motion by Councilman Donovan; second by Councilman Ben-Yishay to approve Resolution #2023-117 as follows:

Resolution #2023-111

RESOLUTION APPROVING MINUTES April 10, 2023, COUNCIL MEETING

BE IT RESOLVED, by the Township Council of the Township of River Vale that the minutes of the April 10, 2023, Council meeting of the Township Council are hereby approved.

ROLL CALL VOTE

Councilman Ben-Yishay, Councilman Donovan, and Council Vice President Sieg voted yes. Councilman Tolomeo abstained. Council President Criscuolo was absent.

Motion by Councilman Ben-Yishay second by Councilman Donovan to approve Resolutions #2023-118 through #2023-124 as a Consent Agenda as follows:

Resolution #2023-118

RESOLUTION AUTHORIZING THE MAYOR TO SIGN THE INTERLOCAL SERVICES AGREEMENT WITH RVBOE FOR CAMP HAVE SOME FUN (2023 SUMMER SEASON)

WHEREAS, the Interlocal Services Act, N.J.S.A. 40:8A-1 *et. seq.*, authorizes public entities to enter into a contract for the joint provision of services within their jurisdiction; and

WHEREAS, the River Vale Board of Education and the Township of River Vale wish to operate one (1) summer camp for the 2023 summer season as described:

- **Camp Have Some Fun: Woodside Elementary School June 26, 2023, through July 28, 2023**

And

WHEREAS, the summer camp program provides a benefit to the residents; and

WHEREAS, the Township Attorney has reviewed and approved the Interlocal Services Agreement.

NOW THEREFORE BE IT RESEOLVED, by the Township Council of the Township of River Vale that the Mayor is hereby authorized to sign the Interlocal Services Agreement for Camp Have Some Fun for the 2023 summer season.

Resolution #2023-119

REFUND

(Camp Have Some Fun Registration Fee)

WHEREAS, the following residents have requested a refund of their Camp Have Some Fun registration fees; 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:

Payable to:

Marion Porter Rausch
718 Westwood Avenue
River Vale, NJ 07675

Refund Amount: \$ 410.00

Payable to:

Susanna Allegretta-Burne
544 Buckley Court
River Vale, NJ 07675

Refund Amount: \$ 410.00

Resolution #2023-120

REFUND

(Board of Health License 2023 Renewal Fee)

WHEREAS, the owner of Wally’s Bagel Nosh paid their 2023 Board of Health License Renewal fee twice and have requested a refund of the additional fee paid; and,

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

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

Payable to:

Wally’s Bagel Nosh
187 Rivervale Avenue
River Vale, NJ 07675

Refund Amount: \$ 255.00

Resolution #2023-121

RESOLUTION AUTHORIZING THE MAYOR TO SIGN THE SHARED SERVICES AGREEMENT WITH THE COUNTY OF BERGEN FOR THE SHORT-TERM RENTAL OF THE COUNTY OWNED STREET SWEEPER

WHEREAS, the Interlocal Services Act, N.J.S.A. 40:8A-1 *et. seq.*, authorizes public entities to enter into a contract for the joint provision of services within their jurisdiction; and

WHEREAS, the Township of River Vale wishes to enter into a Shared Services Agreement with the County of Bergen for the short-term rental of the County owned Street Sweeper; and,

WHEREAS, the Township of River Vale Department of Public Works has a need on a timely basis the use of the County street sweeper when the Township owned sweeper is down for repairs or necessary maintenance; and,

WHEREAS, the cost to rent the street sweeter is \$1,500 per week; and

WHEREAS, the Township Attorney has reviewed and approved the Shared Services Agreement.

NOW THEREFORE BE IT RESEOLVED, by the Township Council of the Township of River Vale that the Mayor is hereby authorized to sign the Shared Services Agreement with the County of Bergen for the Short-Term Rental of the County owned Street Sweeper.

Resolution #2023-122

RESOLUTION AUTHORIZING THE MAYOR TO SIGN THE SHARED SERVICES AGREEMENT WITH THE COUNTY OF BERGEN FOR THE SHARING OF COUNTY OWNED EMERGENCY AND NON-EMERGENCY EQUIPMENT

WHEREAS, the Interlocal Services Act, N.J.S.A. 40:8A-1 *et. seq.*, authorizes public entities to enter into a contract for the joint provision of services within their jurisdiction; and

WHEREAS, the Township of River Vale wishes to enter into a Shared Services Agreement with the County of Bergen for use of County owned emergency and non-emergency equipment; and,

WHEREAS, the Township of River Vale may have a need on a timely basis the use of County owned emergency and non-emergency equipment when the Township owned equipment is down for repairs or necessary maintenance; and,

WHEREAS, under this agreement the County owned equipment shall be loaned to the municipality free of charge; and

WHEREAS, the Township Attorney has reviewed and approved the Shared Services Agreement.

NOW THEREFORE BE IT RESEOLVED, by the Township Council of the Township of River Vale, that the Mayor is hereby authorized to sign the Shared Services Agreement with the County of Bergen for the sharing of County owned emergency and non-emergency equipment.

Resolution #2023-123

(Attached)

Resolution #2023-124

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:	\$	604,701.92
RESERVE CURRENT ACCOUNT claims in the amount of:	\$	18,432.36
GOLF COURSE UTILITY OPERATING ACCOUNT claims in the amount of:	\$	98,861.31
RESERVE GOLF COURSE UTILITY OPERATING ACCT claims in the amount of:		
UNEMPLOYMENT TRUST ACCOUNT claims in the amount of:		
ANIMAL TRUST ACCOUNT claims in the amount of:	\$	55.20
PAYROLL AGENCY ACCOUNT claims in the amount of:		
RECREATION TRUST ACCOUNT claims in the amount of:	\$	1,084.40
PRIVATE DUTY TRUST ACCOUNT claims in the amount of:	\$	178,923.99
SNOW TRUST ACCOUNT claims in the amount of:		

CONSTRUCTION CODE TRUST ACCOUNT claims in the amount of:	\$	3,200.00
JUNIOR POLICE ACADEMY TRUST ACCOUNT claims in the amount of:	\$	1,052.15
GOLF COURSE UTILITY CAPITAL ACCOUNT claims in the amount of:		
OPEN SPACE TRUST ACCOUNT claims in the amount of:		
CAPITAL ACCOUNT claims in the amount of:	\$	58,523.73
PLANNING BOARD TRUST ACCOUNT claims in the amount of:	\$	110.00
SPECIAL TRUST ACCOUNT claims in the amount of:	\$	10,100.00
ZONING BOARD TRUST ACCOUNT claims in the amount of:		
TOTAL CLAIMS TO BE PAID	\$	975,045.06

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:	\$	5,029,277.59
RESERVE CURRENT ACCOUNT claims in the amount of:	\$	49,702.57
GOLF COURSE UTILITY OPERATING ACCOUNT claims in the amount of:	\$	241,369.86
RESERVE GOLF COURSE UTILITY OPERATING ACCT claims in the amount of:		
ACCUMULATED ABSENCES TRUST ACCOUNT claims in the amount of:		
ANIMAL TRUST ACCOUNT claims in the amount of:		
SNOW REMOVAL TRUST claims in the amount of:		
RECREATION TRUST ACCOUNT claims in the amount of:	\$	839.98
PAYROLL AGENCY TRUST ACCOUNT claims in the amount of:	\$	10,296.00
PRIVATE DUTY TRUST ACCOUNT claims in the amount of:		
TAX SALE REDEMPTION TRUST ACCOUNT claims in the amount of:		
TAX SALE PREMIUM TRUST ACCOUNT claims in the amount of:		
UNEMPLOYMENT TRUST ACCOUNT claims in the amount of:		
STATE & FEDERAL GRANT FUND claims in the amount of:	\$	45,000.00
UTILITY CAPITAL ACCOUNT claims in the amount of:	\$	210,635.13
CAPITAL ACCOUNT claims in the amount of:	\$	18,879.59
BOND TRUST claims in the amount of:	\$	500.00
SPECIAL TRUST ACCOUNT claims in the amount of:		
ZONING BOARD TRUST ACCOUNT claims in the amount of:		
TOTAL CLAIMS PAID	\$	5,606,500.72
TOTAL BILL LIST RESOLUTION	\$	6,581,545.78

**MANUAL
DISBURSEMENTS
BILL LIST FOR April 24,
2023**

3/30/2023 Transfer
Payroll

4/15/2023	Transfer Payroll	\$	360,111.35
		\$	327,346.93
TOTAL STATUTORY ACCOUNT DISTRIBUTIONS		\$	687,458.28

ROLL CALL VOTE

Councilman Tolomeo, Councilman Ben-Yishay, Councilman Donovan, and Council Vice President Sieg voted yes. Council President Criscuolo was absent.

Ordinances for 1st Reading

There were no Ordinances for 1st Reading this evening.

Ordinances for 2nd Reading and Public Hearing

ORDINANCE #412-2023

Motion to Adopt: Councilman Tolomeo

Second: Councilman Ben-Yishay

Motion by Councilman Donovan, second by Councilman Ben-Yishay to open the public hearing on Ordinance #412-2023.

There being no questions or comments from the public, motion by Councilman Donovan second by Councilman Tolomeo to close the public hearing on Ordinance #412-2023.

AN ORDINANCE AMENDING ORDINANCE #0-10-04 ADJUSTING AND DETERMINING MUNICIPAL CLASS POSITION TITLES AND SALARY RANGES FOR OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF RIVER VALE

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF RIVER VALE, COUNTY OF BERGEN AND STATE OF NEW JERSEY, as follows, until a subsequent salary ordinance is adopted:

Section 1. The salary ranges per annum for the following officers and employees of the Township of River Vale in the Classified Service (staff) shall be as follows:

Admin Assist / Communications Coordinator	\$ 45,000 - \$52,350
Assistant Business Administrator	\$15,000 - \$21,250
Accounts Payable Clerk	\$50,000 - \$60,200
Animal Licensing Clerk	\$500 - \$2,000
Assistant Deputy OEM Director	\$500 - \$1,500
Assistant Director of Social & Cultural Affairs	\$10,000
Bookkeeper (Library)	\$38,500 - \$50,000
Building Inspector	\$15,000 - \$32,000
Building Department Plan Review	\$30,000 - \$32,750
Building Department Secretary	\$35,000 - \$56,616
Building Department Secretary (Hourly)	\$20.00 - \$25.00
Building Department Systems Administrator	\$2,000 - \$5,100
Business Administrator	\$50,000 - \$60,000

CCO Inspections (per inspection)	\$25.00 - \$35.00
Chief Financial Officer	\$85,000 - \$154,550
Chief of Police	\$ 185,000 - \$244,000
Children's Services (Library)	\$55,000 - \$65,000
Circulation Clerk Library (hourly rate)	\$15.00 - \$30.00
Code Enforcement Officer (hourly rate)	\$45.00 - \$85.00
Construction Code Official	\$55,000 - \$85,000
Construction Code Stipend	\$4,000 - \$14,050
Council Members	\$7,000
Deputy OEM Director	\$500 - \$1500
Director of Athletics	\$10,000 - \$15,300
Director of Emergency Management	\$12,000
Director of Law	\$3,200
Director of Public Works	\$85,000 - \$161,750
Director of Social & Cultural Affairs	\$12,000
Drug Alliance Coordinators (PV)	\$1,000 - \$7,500
Electrical Sub-Code Official	\$25,700
Farmers Market Coordinator	\$1.00 - \$2,500
Fire Inspector	\$8,000 - \$10,000
Fire Official	\$10,000 - \$15,300
Fire Prevention Administrative Assistant	\$3,000 - \$5,000
Fire Sub-Code Official	\$4,000 - \$13,000
Grants Coordinator	\$1,000
Human Resources Coordinator	\$10,000 - \$14,150
Information Technology Consultant	\$125.00
Joint Insurance Fund Coordinator	\$1.00
Land Use Administrator	\$15,000 - \$19,900
Land Use Administrator (hourly)	\$25.00 - \$45.00
Library Director	\$90,000 - \$110,000
Library Page (hourly rate)	\$ 15.00 - \$20.00
Library Programming Assistant (hourly rate)	\$15.00 - \$32.00
Mayor	\$9,000
Mayors Wellness Coordinator	\$2,500 - \$7,500
Municipal Alliance Coordinator	\$1,000
Municipal Architect	\$90.00 - \$150.00
Municipal Board of Health Secretary	\$500 - \$2,000
Municipal Bond Council	\$125.00 - \$175.00

Municipal Court Administrator	\$45,100 - \$61,850
Municipal Court Bailiff	\$25.00 - \$35.00
Municipal Court Clerk (hourly rate)	\$25.00 - \$35.00
Municipal Court Interpreter (hourly rate)	\$50.00 - \$150.00
Municipal Court Judge	\$17,500 - \$22,500
Municipal Court Prosecutor	\$9,000 - \$10,900
Municipal Court Prosecutor (hourly rate)	\$150.00 - \$180.00
Municipal Environmental Consultant	\$60.00 - \$225.00
Municipal Housing Liaison	\$1,000 - \$5,000
Municipal Planner (hourly rate)	\$110.00 - \$185.00
Municipal Planner Affordable Housing (hourly rate)	\$75.00 - \$175.00
Municipal Public Defender (rate per case)	\$150.00 - \$300.00
Municipal Tax Appeal Attorney (hourly rate)	\$135.00 - \$175.00
Municipal Recycling Coordinator	\$4,000 - \$6,367
Municipal Clean Communities Coordinator	\$5,000 - \$7,500
Municipal Tax Assessor	\$15,000 - \$22,200
Municipal Tax Assessor Assistant	\$2,000 - \$5,000
Municipal Tax Collector	\$60,000 - \$81,850
Municipal Deputy Tax Collector	\$2,000 - \$10,000
Municipal Tax Collector Clerk	\$2,000 - \$5,000
Pesticide Licensed Professional	\$2,000 - \$3,000
Planning Board Attorney	\$ 4,400
Planning Board Attorney (hourly rate)	\$100.00 - \$ 150.00
Planning Board Engineer	\$1,200
Planning Board Engineer (hourly rate)	\$115.00 - \$190.00
Plumbing Sub-Code Official	\$15,000 - \$19,500
Plumbing Inspector	\$7,500 - \$10,000
Police Department Admin. Assistant	\$45,000 - \$57,000
Police Captain	\$185,000 - \$205,850
Property Maintenance Officer	\$10,000 - \$20,400
Public Works Secretary	\$35,000 - \$46,100
Public Works Secretary (hourly rate)	\$25.00 - \$45.00
Public Works Sewer Inspector	\$4,000 - \$8,000
Qualified Purchasing Agent	\$2,122
Records Analyst (hourly rate)	\$20.00 - \$25.00
Reference Librarian	\$55,000 - \$65,000

Reference Librarian (hourly rate)	\$22.00 - \$39.00
Registrar Vital Statistics	\$5,000 - \$8,725
School Crossing Guard (hourly rate)	\$18.00 - \$25.00
Secretary (hourly rate)	\$20.00 - \$45.00
Senior Circulation Clerk (Library)	\$35,000 - \$45,000
Snow Removal Coordinator	\$2,000 - \$7,500
Special Legal Counsel (hourly rate)	\$135.00 - \$250.00
Social Services Coordinator	\$5,000 - \$10,000
Summer Camp Directors	\$200 - \$7,500
Summer Camp Counselors (hourly rate)	\$8.60 - \$18.00
Technical Assistant	\$45,000 - \$53,525
Technology Librarian	\$52,000 - \$65,000
Township Attorney (hourly rate)	\$100.00 - \$150.00
Township Clerk	\$85,000 - \$ 94,000
Township Engineer (hourly rate)	\$115.00 - \$190.00
Township Van Driver (hourly rate)	\$20.00 - \$25.000
Transcriptionist (hourly rate)	\$25.00 - \$75.00
Treasurer	\$70,000 - \$95,750
Vendor Billing Coordinator	\$4,000 - \$5,350
Zoning Official	\$3,000 - \$18,000

Section 2. The Mayor or his designee is hereby authorized to determine the salary of each employee within each salary range annually, such determination and salary to be effective the first day of each calendar year beginning 2023.

Section 3. All employees shall be paid on the 15th and 30th of every month as stipulated in the Township Personnel Manual except for changes required on account of calendar year requirements.

Section 4. All parts or ordinances inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistent parts, but nothing herein contained shall be construed to authorize any salary decrease. This ordinance shall take effect after passage in the manner provided by law, except that any and all such salary increases shall in all respects be subject to any provisions of law.

Section 5. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this ordinance.

This Ordinance shall take effect following adoption and approval in a time and manner prescribed by law.

ROLL CALL VOTE

Councilman Tolomeo, Councilman Ben-Yishay, Councilman Donovan, and Council Vice President Sieg voted yes. Council President Criscuolo was absent.

ORDINANCE #413-2023

Motion to Adopt: Councilman Donovan

Second: Councilman Tolomeo

Motion by Councilman Donovan, second by Councilman Ben-Yishay to open the public hearing on Ordinance #413-2023.

There being no questions or comments from the public, motion by Councilman Donovan second by Councilman Ben-Yishay to close the public hearing on Ordinance #413-2023.

TOWNSHIP OF RIVER VALE
BERGEN COUNTY, NEW JERSEY
CALENDAR YEAR 2023 ORDINANCE TO EXCEED
THE MUNICIPAL BUDGET COST OF LIVING ALLOWANCE
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 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 2023 budgets is calculated at 2.5% pursuant to N.J.S.A. 40A:4-45.2; 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 2023 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 \$118,030 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 2023 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 \$413,105, and that the CY 2023 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.

This Ordinance shall take effect following adoption and approval in a time and manner prescribed by law.

ROLL CALL VOTE

Councilman Tolomeo, Councilman Ben-Yishay, Councilman Donovan, and Council Vice President Sieg voted yes. Council President Criscuolo was absent.

ORDINANCE #414-2023

Motion to Adopt: Councilman Donovan

Second: Councilman Ben-Yishay

Motion by Councilman Tolomeo, second by Councilman Ben-Yishay to open the public hearing on Ordinance #414-2023.

There being no questions or comments from the public, motion by Councilman Donovan second by Councilman Tolomeo to close the public hearing on Ordinance #414-2023.

AN ORDINANCE OF THE TOWNSHIP OF RIVER VALE, IN THE COUNTY OF BERGEN, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE TOWNSHIP OF RIVER VALE AND APPROPRIATING \$1,444,381 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$1,372,162 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 \$1,444,381, including the aggregate sum \$72,219 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 \$1,372,162 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:** Improvements to public buildings and properties, including, but not limited to, new roof at Town Hall, new roof at Library, lighting at Mark Lane Field, and upstairs office renovation for Department of Public Works, including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$497,200
<u>Maximum Amount of Bonds or Notes:</u>	\$472,340
<u>Period or Average Period of Usefulness:</u>	15 years
<u>Amount of Down Payment:</u>	\$24,860

- (b) **Purpose:** Acquisition of information technology and telecommunications equipment, including items with a unit cost less than \$5,000, including, but not limited to, radios and pagers for the River Vale Volunteer Ambulance Corps, radios and pagers for the Volunteer Fire Department and Ipads for the Department of Public Works, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$25,773
<u>Maximum Amount of Bonds or Notes:</u>	\$24,484
<u>Period or Average Period of Usefulness:</u>	5 years
<u>Amount of Down Payment:</u>	\$1,289

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

<u>Appropriation and Estimated Cost:</u>	\$87,346
<u>Maximum Amount of Bonds or Notes:</u>	\$82,979
<u>Period or Average Period of Usefulness:</u>	10 years
<u>Amount of Down Payment:</u>	\$4,367

- (d) **Purpose:** Replace lighting on fire engine and rescue vehicle including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$9,097
<u>Maximum Amount of Bonds or Notes:</u>	\$8,642
<u>Period or Average Period of Usefulness:</u>	5 years
<u>Amount of Down Payment:</u>	\$455

- (e) Purpose: Acquisition of trailer and motor for Township's Volunteer Fire Department water rescue boat, including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$27,465
<u>Maximum Amount of Bonds or Notes:</u>	\$26,092
<u>Period or Average Period of Usefulness:</u>	15 years
<u>Amount of Down Payment:</u>	\$1,373

- (f) Purpose: Acquisition of vehicles (excluding passenger car and station wagon except alternative fuel automotive vehicles), including, but not limited to, plow and salter truck for the Department of Public Works and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$302,500
<u>Maximum Amount of Bonds or Notes:</u>	\$287,375
<u>Period or Average Period of Usefulness:</u>	5 years
<u>Amount of Down Payment:</u>	\$15,125

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

(i) 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 14.07543 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 \$1,372,162, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$131,307 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 Tolomeo, Councilman Ben-Yishay, Councilman Donovan, and Council Vice President Sieg voted yes. Council President Criscuolo was absent.

2nd Hearing of the Public

Motion by Councilman Donovan, second by Councilman Tolomeo to open the meeting to the public.

There being no questions or comments from the public. Motion by Councilman Donovan, second by Councilman Tolomeo to close the hearing of the public.

ADJOURNMENT

Motion by Councilman Donovan; second by Councilman Ben-Yishay to adjourn the meeting at 8:15pm.

Council Vice President Denise Sieg

ATTEST:
Karen Campanelli, Township Clerk

