

**STATE OF NEW JERSEY
LOCAL FINANCE BOARD
NOTICE OF VIOLATION**

In Re: William Budesheim, Mayor, Riverdale Borough (Morris County), Complaints #LFB-12-090 and #LFB-13-011

This matter having come before the Local Finance Board ("Board") pursuant to the Local Government Ethics Law, N.J.S.A. 40A: 9-22.1 et seq., upon complaint that William Budesheim, Mayor, Riverdale Borough (Morris County), (1) appointed himself to the paid position of Emergency Management Coordinator ("EMC") in violation of N.J.S.A. 40A:9-22.5(d), and (2) continued to collect a salary for the position of EMC after resigning from that position in violation of N.J.S.A. 40A:9-22.5(c); and

WHEREAS, the Board, having determined that the allegations were within its jurisdiction, were not frivolous and were based upon a reasonable factual basis, authorized an investigation of this complaint; and

WHEREAS, the Local Government Ethics Law states:

N.J.S.A. 40A:9-22.5(c) No local government officer or employee shall use or attempt to use his official position to secure unwarranted privileges or advantages for himself or others;

N.J.S.A. 40A:9-22.5(d) No local government officer or employee shall act in his official capacity in any matter where he, a member of his immediate family, or a business organization in which he has an interest, has a direct or indirect financial or personal involvement that might reasonably be expected to impair his objectivity or independence of judgment.

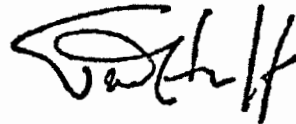
WHEREAS, the Board, having considered the matter and the written response to the allegations submitted by Mayor Budesheim, concluded that he (1) acted in his official capacity in a matter in which he had a direct financial and personal involvement that might reasonably be expected to impair his objectivity or independence of judgment when he appointed himself to the paid position of EMC in 2004, 2007 and 2011 in violation of N.J.S.A. 40A:9-22.5(d); and (2) used or attempted to use his official position to secure an unwarranted privilege or advantage when he continued to collect a salary for the position of EMC after resigning from that position in violation of N.J.S.A. 40A:9-22.5(c); and

It is therefore,

DETERMINED that William Budesheim, Mayor, Riverdale Borough (Morris County), shall be assessed a fine in the amount of **\$250.00** for his 2004 appointment, **\$250.00** for his 2007 appointment, and **\$250.00** for his 2011 appointment to the position of EMC in violation of

N.J.S.A. 40A:9-22.5(d), and **\$500.00** for continuing to collect the EMC salary after resigning from that position in violation of N.J.S.A. 40A:9-22.5(c). A total fine in the amount of **\$1250.00** shall be payable to: Treasurer, State of New Jersey, and be submitted to: Thomas H. Neff, Chair, Local Finance Board, P.O. Box 803, Trenton, New Jersey, 08625, immediately. If payment of said fine is not received within 30 days receipt of this **NOTICE**, Mayor Budesheim is subject to additional fines as determined by the Board in accordance with its powers in N.J.S.A. 40A:9-22.10, Violations and Penalties.

NOTICE that William Budesheim, Mayor, Riverdale Borough (Morris County), is entitled to an administrative hearing in accordance with N.J.S.A. 40A: 9-22.12 to contest this **NOTICE**. Any request for an administrative hearing shall be filed with the Local Finance Board within 30 days of receipt of this **NOTICE**. If an administrative hearing is requested, the Board will not issue a final decision until the completion of the administrative hearing process. Said hearing request shall be filed with Patricia Parkin McNamara, Executive Secretary, Local Finance Board, Department of Community Affairs, P.O. Box 803, Trenton, New Jersey 08625.



THOMAS H. NEFF, CHAIR
LOCAL FINANCE BOARD