

REGULAR MEETING – MAY 17, 2018

READ PUBLIC MEETINGS LAW ARTICLE

ROLL CALL

MOMENT OF SILENCE/PRAAYER

PLEDGE OF ALLEGIANCE

COMMUNICATIONS

1. A request from the Msgr. Joseph F. Loreti Council #3240 St. Anthony Feast Committee to conduct a procession along the streets of the Borough between the approximate hours of 4:45 p.m. and 5:45 p.m. on Sunday, June 10, 2018 along the following route: first departing Church of the Assumption onto Chiego Place and proceeding to West Clay Avenue, then turning east (right) onto West Clay Avenue and proceeding onto West Grant Avenue, then turning slight right onto West Grant Avenue and proceeding to Chestnut Street, then turning north (left) onto Chestnut Street proceeding to West Clay Avenue, then turn west (left) onto West Clay Avenue and proceeding west crossing Locust Street, then continuing West on West Clay Avenue returning to the Church at Chiego Place.

PROCLAMATIONS & PRESENTATIONS

- Business of the Month: Pompeii Pizzeria
- Gun Violence Awareness Day: June 1, 2018
- Mariann and Roger Brenner – Authors of “The Secret Life of a Police Dog”

*** APPROVAL OF MEETING MINUTES, PENDING ANY CORRECTIONS**

Special Meeting and Closed Session of March 15, 2018
Regular Meeting and Closed Session of March 15, 2018
Regular Meeting and Closed Session of April 5, 2018

*** MOTION BILLS & PAYROLLS BE NOT READ**

*** MOTION BILLS & PAYROLLS BE PASSED FOR PAYMENT**

PUBLIC PORTION (Time Limit of 7 Minutes; Limited to Agenda Items Only)

ORDINANCES FOR 2ND READING: COUNCILMAN FAHOURY

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| ORD. No 2524 | AN ORDINANCE AMENDING CHAPTER XL, ARTICLE XXII SECTION 2202 OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED, “B-1 NEIGHBORHOOD BUSINESS DISTRICT” |
| ORD. No. 2525 | AN ORDINANCE AMENDING CHAPTER XL, ARTICLE XXIII, SECTION 2302 OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED, “B-2 CENTRAL BUSINESS DISTRICT” |
| ORD. No. 2526 | AN ORDINANCE AMENDING CHAPTER XL, ARTICLE XXIV, SECTION 2402 OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED, “B-3 ARTERIAL BUSINESS DISTRICT” |

- ORD. No. 2527 AN ORDINANCE AMENDING CHAPTER XXVII, ARTICLE III, SECTION 27-6.3 OF THE CODE OF THE BOROUGH OF ROSELLE PARK FOR THE PURPOSE OF ESTABLISHING THE RATE OF CHARGES FOR SEWER USERS IN THE BOROUGH
- ORD. No. 2528 BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$900,000 FOR THE REMEDIATION OF UNDERGROUND STORAGE TANKS AT THE DEPARTMENT OF PUBLIC WORKS BY AND FOR THE BOROUGH OF ROSELLE PARK IN THE COUNTY OF UNION, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$855,000 IN BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION
- ORD. No. 2529 AN ORDINANCE AMENDING CHAPTER XL, SECTION 3012 OF THE CODE OF THE BOROUGH OF ROSELLE PARK, ENTITLED "DUMPSTERS"
- ORD. No. 2530 AN ORDINANCE AMENDING CHAPTER IV, SECTION 4-5 OF THE CODE OF THE BOROUGH OF ROSELLE PARK, ENTITLED "LICENSING AND BUSINESS REGULATIONS; FILMING"

ORDINANCES FOR INTRODUCTION: COUNCILMAN FAHOURY

None

CONSENT AGENDA

"ALL MATTERS LISTED WITH AN ASTERISK (*) ARE CONSIDERED TO BE ROUTINE AND NON-CONTROVERSIAL BY THE COUNCIL AND WILL BE APPROVED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS A MEMBER OF THE GOVERNING BODY SO REQUESTS, IN WHICH CASE THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED IN ITS NORMAL SEQUENCE ON THE AGENDA AS PART OF THE GENERAL ORDERS."

RESOLUTIONS:

- * **#162-18** – Accepting the Resignation of Andrew Belluscio from the Position of Police Dispatcher
- * **#163-18** – Accepting a Material Donation in the Form of a Tree from the Roselle Park Republican Committee to be Planted on the Grounds of the Roselle Park Veterans Memorial Library to Replace the Dead White Pine Tree
- * **#164-18** – Accepting a Material Donation in the Form of Basketball Hoop from Kaitlyn Zolli for Use by the Casano Community Center

- * **#165-18** – Authorizing and Directing the Municipal Land Use Board to Undertake a Preliminary Investigation to Determine whether Block 503/Lots 1 through 10 (Commonly Known as the Ryan Property) of the Borough Meet the Criteria for an Area in Need of Redevelopment
- * **#166-18** – Appointing Michael Peterson to the Roselle Park Green Team
- * **#167-18** – Awarding a Professional Services Contract to Neglia Engineering to Conduct an Area in Need of Redevelopment Investigation of Block 503/Lots 1 - 10 in An Amount Not to Exceed \$12,380.00
- * **#168-18** – Accepting the Resignation of Lauren Colandro from the Position of Community Center Desk Person
- * **#169-18** – Awarding a Non-Fair and Open Contract to Realty Appraisal, Co. for Real Estate Appraisal Services in an Amount Not to Exceed \$18,000.00
- * **#170-18** – Appointing Joan Brennan as Police Dispatcher in the Roselle Park Police Department
- * **#171-18** – Approving the Insertion of a Click It or Ticket Grant as a Special Item of Revenue in the 2018 Municipal Budget in the Amount of \$5,500.00
- * **#172-18** – Appointing Claudia V. Freire to the Position of Per-Diem Part-Time Community Center Desk Person
- * **#173-18** – Referring the 10 West Westfield Avenue Redevelopment Plan to the Municipal Land Use Board for review pursuant to N.J.S.A. 40A:12A-7(e)
- * **#174-18** – Awarding a Professional Services Contract to Savo, Schalk, Gillespie, O’Grodnick & Fisher, P.A. for Redevelopment Legal Counsel Services in Connection with Block 503/Lots 1 - 10 in An Amount Not to Exceed \$9,300.00

MAYOR AND COUNCIL COMMITTEE REPORTS / REPORTS OF DEPARTMENTS

- Police Chief’s Report for April 2018
- Construction Official’s Report for April 2018
- EMS Report for April 2018
- Fire Chief’s Report for April 2018
- Treasurer’s Report for April 2018
- Community Center Director’s Report for April 2018
- Borough Clerk’s Report for April 2018
- Mayoral Appointment(s) (No Confirmation from Council Required):
None

WORKSHOP DISCUSSION

Items Carried from Prior Meeting(s):

- Train Commuter Parking (Councilman DeIorio)
- Business District Garbage Collection (Councilman DeIorio)
- Purple Heart Parking (Councilman Fahoury)

New Items:

- Sidewalk Cafes (Councilman DeIorio)
- Limiting Workshop Items to 1-2 Items Per Member (Councilwoman Negron)
- Structure of Reports by Members of Mayor and Council (Councilwoman Negron)
- Changes to Environmental Committee Ordinance (Councilman Connelly)
- Crane Ordinance (Mayor Hokanson)

PUBLIC PORTION (Time Limit of 5 Minutes; On any Subject)

EXECUTIVE (CLOSED) SESSION

ADJOURNMENT

**NEXT REGULAR SCHEDULED MEETING OF THE MAYOR AND COUNCIL
WILL BE HELD ON JUNE 7, 2018**

ORDINANCES FOR SECOND READING

ORDINANCE NO. 2524

AN ORDINANCE AMENDING CHAPTER XL, ARTICLE XXII SECTION 2202 OF
THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED,
“B-1 NEIGHBORHOOD BUSINESS DISTRICT”

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey that Chapter XL, Article XXII, Section 2202 of the Code of the Borough of Roselle Park, entitled “B-1 Neighborhood Business District” be and hereby is amended to read as follows:

SECTION 1.

40-2202 PRINCIPAL PERMITTED USES.

- A.** A building or premises shall be used only for the following purposes:
- A1.** Banks and financial institutions—NASICS Group 5221.
 - B2.** Existing residential dwellings.
 - C3.** Dwellings located on the second floor of a mixed-use building.
 - D4.** Funeral homes—NASICS Group 812210, excluding crematories.
 - E5.** Institutional and public uses—NASICS Groups 6111, 71211, 8131 and 92.
 - F6.** Professional, business and administrative offices—NASICS Groups 6211, 6212 and 6213.
 - G7.** Restaurants—NASICS Group 722110, excluding exotic and/or pornographic entertainment or activities and excluding drive-in restaurants.
 - ~~H. Hair, nail and skin care services—NASICS Group 81211.~~
 - I8.** Retail services.
 - J9.** Building materials and garden supplies—NASICS Group 444.
 - K10.** Convenience stores—NASICS Group 445120.
 - L11.** Miscellaneous store retailers—NASICS Group 453, excluding manufactured (mobile) home dealers.
 - M12.** Accessory uses that are customarily incidental to a principal permitted use.

B. Conditional Uses.

A building or premises shall be used, in this zone, only if it meets the following conditions:

1. Hair, nail and skin services – NASICS Group 81211.

(a) If the use is 500 linear feet between a similar use; and,

(b) The building space is 400 square feet or less.

SECTION 2. Invalidation

If any section or portion of a section of this Code shall be invalid for any reason, such invalidity shall not affect the validity of the remaining sections or portions of this Ordinance.

SECTION 3. Inconsistent Ordinances Repealed.

All ordinances or parts of ordinances, to the extent that they are inconsistent herewith, are hereby repealed.

SECTION 4. Captions.

Captions contained in this Ordinance have been included only for the purpose of facilitating reference to the various sections and are not intended and shall not be utilized to construe the intent and meaning of the text of any section.

SECTION 5. Effective Date.

This amendment to the Code of the Borough of Roselle Park shall become effective upon publication and in accordance with law.

ORDINANCE NO. 2525

AN ORDINANCE AMENDING CHAPTER XL, ARTICLE XXIII, SECTION 2302
OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED,
“B-2 CENTRAL BUSINESS DISTRICT”

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey that Chapter XL, Article XXIII, Section 2302 of the Code of the Borough of Roselle Park, entitled “B-2 Central Business District” be and hereby is amended to read as follows:

SECTION 1.

40-2302 PERMITTED USES.

- A. A building or premises may be used only for the following purposes:
1. Parks and parking areas owned and operated by the Borough or any of its agencies or by Union County.
 2. Signs not to exceed four (4) square feet in area appertaining to the lease, hire or sale of a building or premises.
 3. Accessory buildings and uses customarily incident to the above uses.
 4. Retail trade.
 5. Retail services.
 6. Banks and financial institutions—NASICS Group 5221.
 7. Institutional and public uses—NASICS Groups 71211, 8131 and 92.
 8. Restaurants, excluding drive-in restaurants—NASICS Group 722110, excluding exotic and/or pornographic entertainment or activities.
 - ~~9. Hair, nail and skin care services—NASICS Group 81211.~~
 - ~~10.~~ 9. Motion-picture theaters—NASICS Group 512131.
 - ~~11.~~ 10. Insurance agencies and brokerage—NASICS 5242.
 - ~~12.~~ 11. Pet grooming services—NASICS Group 812910.
 - ~~13.~~ 12. Fitness and Recreational Sports Centers—NASICS Group 713940.
 - ~~14.~~ 13. Permanent cosmetics, make up salon
Color consulting services (i.e., personal care services)
Day spas
Depilatory (i.e., hair removal) salons

Ear piercing services
Electrolysis (i.e., hair removal) salons
Hair removal (i.e., depilatory, electrolysis) services
Hair replacement services (except by offices of physicians)
Hair weaving services
Make-up salons, permanent
Scalp treating services
Sun tanning salons
Tanning salons

~~1514.~~ Family Fun Centers - NASICS Group 713120 (Ord. No. 2439-2015)

B. A retail store or establishment with street exposure shall be of a character consonant with and appropriate to a distinctive, high quality refined office, hotel and business district.

C. Conditional Uses.

A building or premises shall be used in this zone only if it meets the following conditions:

- 1. Hair, nail and skin care services – NASICS Group 81211.**
 - (a) If the use is 500 linear feet between a similar use; and,**
 - (b) The building space is 400 square feet or less.**

SECTION 2. Invalidation

If any section or portion of a section of this Code shall be invalid for any reason, such invalidity shall not affect the validity of the remaining sections or portions of this Ordinance.

SECTION 3. Inconsistent Ordinances Repealed.

All ordinances or parts of ordinances, to the extent that they are inconsistent herewith, are hereby repealed.

SECTION 4. Captions.

Captions contained in this Ordinance have been included only for the purpose of facilitating reference to the various sections and are not intended and shall not be utilized to construe the intent and meaning of the text of any section.

SECTION 5. Effective Date.

This amendment to the Code of the Borough of Roselle Park shall become effective upon publication and in accordance with law.

ORDINANCE NO. 2526

AN ORDINANCE AMENDING CHAPTER XL, ARTICLE XXIV, SECTION 2402
OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED,
“B-3 ARTERIAL BUSINESS DISTRICT”

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey that Chapter XL, Article XXIV, Section 2402 of the Code of the Borough of Roselle Park, entitled “B-3 Arterial Business District” be and hereby is amended to read as follows:

SECTION 1.

40-2402 PERMITTED USES.

A. A building or premises may be used only for the following uses:

1. Any use permitted in the Residence Office Building and Central Business Districts.
2. The following retail business shall be permitted, provided that there is a total connected electric motor load for manufacturing or processing of not more than ten (10) horsepower, and further provided that no steam plant shall carry steam at more than one hundred (100) pounds pressure: bakery, carpenter shop, cleaning and dyeing shop, food processing shop, frozen food lockers, laundry, plumber, printing shop and car wash.
3. Retail trade.
4. Retail services.
5. Banks and financial institutions—NASICS Group 5221.
6. Institutional and public uses—NASICS Groups 71211, 8131 and 92.
7. Restaurants, Caterers and Banquet Halls—NASICS Group 7221, 7222, 72232 and 722320, excluding exotic and/or pornographic entertainment or activities and excluding drive-in restaurants.
- ~~8. Hair, nail and skin care services—NASICS Group 81211.~~
- ~~9.8.~~ Funeral Homes—NASICS Group 812210, excluding crematories.
- ~~10.9.~~ Motion Picture Theaters—NASICS Group 512131.
- ~~11.10.~~ Mortgage companies and mortgage brokers—NASICS Groups 522292 and 522310.
- ~~12.11.~~ Fitness and Recreational Sports Centers—NASICS Group 713940.
- ~~13.12.~~ Pet Grooming Services—NASICS Group 812910

~~14-13.~~ Utility Trailer Merchant Wholesalers—NASICS Group 423110

~~15-14.~~ Screen Printing Apparel & Textile Products—NASICS Group 323113

B. Any building used for any of the purposes enumerated in subsection A,1 through 10. above may not have more than forty (40%) percent of the first floor devoted to storage purposes incidental to the primary use.

C. Facades of storefronts, including signs, window displays and lighting or any retail store or other type of establishment with street exposure permitted under this Article shall conform to the following requirements:

1. The use of the following types of attention-getting devices shall be prohibited:

a. Direct, unshielded, flashing or intermittent lighting in the display windows or on the storefront.

b. Sound device or apparatus for commercial advertising purposes, such as radio or phonograph amplifiers.

c. Device or scheme using motion, such as pinwheels, motion pictures, live models or live demonstrations in the display windows, any of which of the aforementioned are disturbing to the senses of pedestrians or motorists using the adjacent sidewalk or street and which tend to impair the dignity and character of the district.

d. Nothing appearing herein shall be construed to prohibit temporary holiday lighting.

D. Uses permitted under Section 40-2402 shall not be located or established in an existing frame house or in a building or structure or extending from an existing frame building.

E. Retail store or establishment with street exposure shall be of a character consistent with and appropriate to a distinctive, high quality and refined office and business district.

F. Conditional Uses.

A building or premises shall be used in the zone only if it meets the following Conditions:

1. Hair, nail and skin care services – NASICS Group 81211.

a. If the use is 500 linear feet between a similar use; and,

b. The building space is 400 square feet or less.

SECTION 2. Invalidation

If any section or portion of a section of this Code shall be invalid for any reason, such invalidity shall not affect the validity of the remaining sections or portions of this Ordinance.

SECTION 3. Inconsistent Ordinances Repealed.

All ordinances or parts of ordinances, to the extent that they are inconsistent herewith, are hereby repealed.

SECTION 4. Captions.

Captions contained in this Ordinance have been included only for the purpose of facilitating reference to the various sections and are not intended and shall not be utilized to construe the intent and meaning of the text of any section.

SECTION 5. Effective Date.

This amendment to the Code of the Borough of Roselle Park shall become effective upon publication and in accordance with law.

ORDINANCE NO. 2527

AN ORDINANCE AMENDING CHAPTER XXVII, ARTICLE III,
SECTION 27-6.3 OF THE CODE OF THE BOROUGH OF ROSELLE PARK
FOR THE PURPOSE OF ESTABLISHING THE RATE OF CHARGES
FOR SEWER USERS IN THE BOROUGH

SECTION 1. Paragraph A. of Section 27-6.3, Chapter XXVII, Article III of the Roselle Park Code is amended in part as follows:

“1. All residential, commercial, industrial, institutional and governmental users, except municipal and local school district users, shall be charged at a uniform rate for domestic waste contributed to said system. The rate for the aforesaid usage shall be based on the water consumption in cubic feet consumed at any such premises based on the consumption readings as reported by New Jersey American Water Company for the period of twelve (12) months which can be most closely defined as the preceding year. The rate of charges shall be \$3.00 for 2017~~8~~. The unit basis for such charge...” In addition, this section shall also be amended in part to read “.....The minimum annual charge to be imposed pursuant to this section shall be \$57.00.

SECTION 2. Paragraph C (1) of Section 27-6.3, Chapter XXVII, Article III of the Roselle Park Code is amended as follows:

“(1) User charges for industrial waste ... by the industrial user at its own expense. The rate of charges for 2017~~8~~ shall be \$~~738.92~~**663.52**.”

SECTION 3. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed.

SECTION 4. This ordinance shall take effect in the time and in the manner prescribed by law.

ORDINANCE NO. 2528

BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$900,000 FOR THE REMEDIATION OF UNDERGROUND STORAGE TANKS AT THE DEPARTMENT OF PUBLIC WORKS BY AND FOR THE BOROUGH OF ROSELLE PARK IN THE COUNTY OF UNION, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$855,000 IN BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION.

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey (not less than two-thirds of all members thereof affirmatively concurring) as follows:

The improvements described in Section 3 of this bond ordinance (the "Improvements") are hereby authorized to be undertaken by the Borough of Roselle Park, New Jersey (the "Borough") as general improvements. For the said Improvements there is hereby appropriated the amount of \$900,000, such sum includes the sum of \$45,000 as the down payment (the "Down Payment") required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A, Municipalities and Counties of the Revised Statutes of New Jersey (the "Local Bond Law"). The Down Payment is now available by virtue of provision in one or more previously adopted budgets for down payments for capital improvement purposes.

In order to finance the cost of the Improvements not covered by application of the Down Payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$855,000 pursuant to the provisions of the Local Bond Law (the "Bonds"). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the Borough are hereby authorized to be issued in the principal amount not exceeding \$855,000 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").

The improvement hereto authorized and the purpose for which such obligations are to be issued is for the remediation of underground storage tanks at the Department of Public Works, including all work and materials necessary thereof or incidental thereto, all as shown on and in accordance with the plans and specifications thereon on file in the Office of the Clerk.

The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$855,000.

The estimated cost of the Improvements is \$900,000, which amount represents the appropriation made by the Borough.

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough (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 Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer 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 Section 8(a) 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 of the Borough at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this 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.

The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Borough Clerk and is available for public inspection.

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

The Improvements described in Section 3 of this bond ordinance are not current expenses, and are capital improvements or properties that the Borough may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

The average period of usefulness of the Improvements within the limitations of the Local Bond Law, taking into consideration the respective amounts of all obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 15 years.

The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Borough, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this bond ordinance by \$855,000 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

An aggregate amount not exceeding \$200,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

Any funds or grant monies received for the purpose described in Section 3 of this Ordinance shall be used for financing said Improvement by application thereof either to direct payment of the cost of said Improvement or to the payment or reduction of the authorization of the obligations of the Borough authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvement shall, be held and

applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this Bond Ordinance.

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

SECTION 9:

The Chief Financial Officer of the Borough 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 Borough and to execute such disclosure document on behalf of the Borough. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 5c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough 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 Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 10:

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Borough reasonably expects to pay expenditures with respect to the Improvements prior to the date that Borough incurs debt obligations under this Bond Ordinance. The Borough reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Borough under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$855,000.

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

ORDINANCE NO. 2529

AN ORDINANCE AMENDING CHAPTER XL, SECTION 3012 OF THE CODE
OF THE BOROUGH OF ROSELLE PARK, ENTITLED "DUMPSTERS"

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey that Chapter XL, Section 3012 of the Code of the Borough of Roselle Park be and hereby is amended as follows:

SECTION 1. 40-3012 DUMPSTERS.

A. No dumpsters shall be permitted to be placed in the street or public right-of-way, unless it is impossible to place the dumpster anywhere else. Any dumpster located in the public right-of-way should be illuminated or marked with reflector markings.

B. Regardless of where the dumpster is placed, same shall be removed and emptied within ~~seven~~ **(7) thirty (30)** business days.

C. Under no circumstances shall hazardous or toxic material be placed or stored in a dumpster in any zone.

D. Any individual requesting the use of a construction "roll-off" type dumpster of ten (10) yards or more will be required to apply for a permit through the Department of Code Enforcement at a fee of one hundred (\$100.00) dollars and to demonstrate proof of third party liability insurance. In addition, any individual requesting the placement of a construction "roll-off" type dumpster of ten (10) yards or more will be required to indemnify and hold the Borough of Roselle Park harmless from any and all claims resulting from the placement of that dumpster regardless of whether it is in or out of the municipal right-of-way.

SECTION 2. Invalidity

If any section or portion of a section of this Code shall be invalid for any reason, such invalidity shall not affect the validity of the remaining sections or portions of this Ordinance.

SECTION 3. Inconsistent Ordinances Repealed.

All ordinances or parts of ordinances, to the extent that they are inconsistent herewith, are hereby repealed.

SECTION 4. Captions.

Captions contained in this Ordinance have been included only for the purpose of facilitating reference to the various sections and are not intended and shall not be utilized to construe the intent and meaning of the text of any section.

SECTION 5. Effective Date.

This amendment to the Code of the Borough of Roselle Park shall become effective upon publication and in accordance with law.

ORDINANCE NO. 2530

AN ORDINANCE AMENDING CHAPTER IV, SECTION 4-5 OF THE CODE
OF THE BOROUGH OF ROSELLE PARK, ENTITLED "LICENSING AND BUSINESS
REGULATIONS; FILMING"

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey that Chapter IV, Section 4-5 of the Code of the Borough of Roselle Park be and hereby is amended as follows:

SECTION 1.

4-5.1 Definitions.

As used in this chapter:

"Equipment" is defined as anything more than a hand-held camera, camera on a tripod, or other handheld items. These items include bounce-boards, boom mics, and other staging items.

"Filming" shall mean the taking of still or motion pictures either on film or videotape or similar recording medium for commercial or educational purposes intended for viewing on television, in theaters, **video receivers, on computer/internet**, or for institutional uses. The provisions of this section shall not be deemed to include the filming of news stories within the Borough of Roselle Park and shall not include filming by local Roselle Park **community** access television., ~~presently Channel 34.~~

"Major Motion Picture" shall mean ~~any film for which a budget is at least five million (\$5,000,000.00) dollars.~~ **any film which is financed and/or distributed by a major motion picture studio, including but not limited to the following:**

A. Universal Pictures.

B. Warner Brothers; including New Line Cinema, Castle Rock Cinema, Village Road Show and Bel Aire.

C. Paramount, including MTV Films and Nickelodeon Movie.

D. 20th Century Fox, including Fox Searchlight.

E. Sony/Columbia.

F. Disney/Miramax.

G. MGM United Artists.

H. Dreamworks.

I. Any film for which the budget is at least \$5,000,000.

J. Recurrent weekly television series programming.

“Public Lands” shall mean any and every public street, highway, sidewalk, square, public park or playground or any other public place within the Borough which is within the jurisdiction and control of the Borough of Roselle Park.

“Student Films” shall mean any Motion picture, television or still photography produced to satisfy a course or curriculum requirement at an accredited educational institution. The student filmmaker must supply proof that he/she is currently enrolled in any such educational institution.

SECTION 2.

4-5.2 Permit Required.

a. No person or organization shall film or permit filming on public property within the Borough without first having obtained a permit from the office of the ~~Chief of Police~~**Borough Clerk**, which permit shall set forth the approved location of such filming and the approved duration of such filming by specific reference to day or dates. No permit shall authorize filming more than three (3) consecutive days in any one (1) location, and in no event shall filming at one (1) location within the Borough exceed a total of six (6) days in any one (1) calendar year, regardless of the number of permits utilized in reaching this six (6) day maximum. This six (6) day limitation may be extended under the conditions set forth in subsection 4-5.3k. for a major motion picture. The permit must be readily available for inspection by Borough officials at all times at the site of the filming.

b. All permits shall be applied for and obtained from the office of the ~~Chief of Police~~**Borough Clerk** during normal business hours. Applications for such permits shall be in a form approved by the Borough and shall be accompanied by a permit fee in the amount established by this section.

c. If a permit is issued and, due to inclement weather or other good cause, filming does not in fact take place on the dates specified, the ~~Chief of Police~~**Borough Clerk** may, at the request of the applicant, issue a new permit for filming on other dates subject to full compliance with all other provisions of this section. No additional fee shall be paid for this permit.

d. **Prior to application submission**, ~~the~~ applicant is to **give notice to** ~~secure the written permission of~~ any owner of private property impacted by the motion picture filming.

4-5.3 Filming Where No Permit is Required.

- a. **Productions using hand-held camera, camera on tripod, hand-held props and/or hand-held equipment, not asserting exclusive use of Borough property, not using prop weapons, prop vehicles, stunts, actors in police uniform and not requesting parking privileges for production vehicles do not need a permit as outlined in Subsection 4-5.4.**
- b. **Standing on a Borough sidewalk, walkway of a Borough bridge or within a Borough park while using a hand-held camera and not otherwise asserting exclusive use of Borough property is NOT an activity that requires a permit.**
- c. **Permits are not required for casual photographers, tourists or credentialed members of the media**

4-5.4 Filming Location Credit Required.

In all cases where a permit is or is not required, the production credits shall include the phrase, at minimum, “Filmed on location in Roselle Park, New Jersey.”

SECTION 3.

4-5.53 Issuance of Permits.

a. No permits shall be issued by the ~~Chief of Police~~**Borough Clerk** unless applied for on or before seven (7) days before the requested shooting date, provided, however, that the ~~Chief of Police~~**Borough Clerk** may waive the seven (7) day period if, in the ~~Chief of Police’s~~**Borough Clerk’s** judgment, the applicant has obtained all related approvals and adjacent property owners or tenants do not need to be notified.

b. No permit shall be issued for filming upon public lands unless the applicant shall provide the Borough with satisfactory proof of the following:

1. Proof of insurance coverage as follows:

(a) For bodily injury to any one (1) person in the amount of five hundred thousand (\$500,000.00) dollars and any occurrence in the aggregate amount of one million (\$1,000,000.00) dollars.

(b) For property damage for each occurrence in the aggregate amount of three hundred thousand (\$300,000.00) dollars.

2. An agreement in writing pursuant to which the applicant agrees to indemnify and save harmless the Borough of Roselle Park from any and all liability, expense, claim for damages for personal injury and property damage resulting from the use of public lands.

3. The applicant is to post a cash or maintenance bond in an account not less than ~~ten~~**two** thousand (~~\$102,000.00~~) dollars covering the Borough in the event of any and all damage, cost or expense incurred by the Borough (including but not limited to damage to the land, improvements

and personal property and the removal and disposal of the debris, rubbish and equipment) caused by the applicant's activity. Notwithstanding the above, the Borough of Roselle Park reserves the right to increase the amount of the required bond due to circumstances including but not limited to, the anticipated length of time of the filming, the number of individuals involved in the filming, the nature and amount of equipment and/or motor vehicles that will be required in the filming and any other reasonable circumstances. The Borough will be entitled to invade and/or withdraw from the cash or maintenance bond the cost of repairing the damage as described above and shall return to the applicant the unused portion of same within thirty (30) days of making the determination of that cost.

4. The hiring of an off-duty Roselle Park Police Officer for the times indicated on the permit.

c. The holder of the permit shall take all reasonable steps to minimize interference with the free passage of pedestrians and traffic over public lands and shall comply with all lawful directives issued by the Roselle Park Police Department with respect thereto.

d. The holder of a permit shall conduct filming in such a manner as to minimize the inconvenience or discomfort to adjoining property owners attributable to such filming and shall, to the extent practicable, abate noise and park vehicles associated with such filming off the public streets. The permit holder shall avoid any interference with previously scheduled activities upon public lands and limit, to the extent possible, any interference with normal public activity on public lands. Where the applicant's production activity, by reason of location or otherwise, will directly involve and/or affect any businesses, merchants or residents, these parties shall be given written notice of the filming at least seven (7) days prior to the requested shooting date and be informed that objections may be filed with the ~~Chief of Police~~**Borough Clerk**, the objections to form a part of the applicant's application and be considered in the review of the application. Proof of service of notification to adjacent owners shall be submitted to the ~~Chief of Police~~**Borough Clerk** at the time the permit application is submitted.

e. Filming in residential zones shall be permitted Monday through Friday between the hours of 7:00 a.m. and 9:00 p.m. provided that all requests for night scenes shall be approved in the permit to be granted in accordance with paragraph h. hereof. The set-up, production and breakdown required by all filming shall be included in the hours set forth herein.

f. The ~~Chief of Police~~**Borough Clerk** may refuse to issue a permit whenever the ~~Chief of Police~~**Borough Clerk** determines on the basis of objective facts and after a review of the application and a report thereon by the Police Department and ~~by~~ other Borough agencies involved with the proposed filming site,; **Such decision shall set forth** that filming at the location and/or the time set forth in the application would violate any law or ordinance or would unreasonably interfere with the use and enjoyment of adjoining properties, unreasonably impede the free flow of vehicular or pedestrian traffic or otherwise endanger the public's health, safety or welfare. Further, the Borough reserves the right to require one (1) or more on-site Patrolmen in situations where the proposed production may impede the proper flow of traffic, the cost of the Patrolmen to be borne by the applicant as a cost of production. Where existing electrical power lines are to be utilized by the production, an on-site licensed electrician may be similarly required if the production company does not have a licensed electrician on staff.

g. Any person aggrieved by a decision of the ~~Chief of Police~~**Borough Clerk** denying or revoking a permit or a person requesting relief pursuant to paragraph f. may appeal to the Borough Council. A written notice of appeal setting forth the reasons for the appeal shall be filed with the ~~Chief of Police~~**Borough Clerk**. An appeal from the decision of the ~~Chief of Police~~**Borough Clerk** shall be filed within ten (10) days of the ~~Chief of Police's~~**Borough Clerk's** decision. The Borough Council shall set the matter down for a hearing within thirty (30) days of the day on which the notice of appeal was filed. The decision of the Borough Council shall be in the form of a resolution to be adopted at the first regularly scheduled public meeting of the Borough Council after the hearing on the appeal, unless the appellant agrees in writing to a later date for the decision.

h. The ~~Chief of Police~~**Borough Clerk** may authorize filming other than during the hours herein described. In determining whether to allow an extension of hours under this section, the ~~Chief of Police~~**Borough Clerk** shall consider the following factors:

1. Traffic congestion at the location caused by vehicles to be parked on the public street.
2. Applicant's ability to remove film-related vehicles off the public streets.
3. When the applicant is requesting restrictions on the use of public streets or public parking during the course of the filming.
4. The nature of the film shoot itself, e.g., indoor or outdoor; day or night.
5. Prior experience of the film company/applicant with the Borough, if any.
6. Consultation with the Borough ward representatives of the ward in which the filming is to take place.

i. Copies of the approved permit will be sent to the Police and Fire Departments before filming takes place and to the New Jersey Film Commission. The applicant shall permit the Fire Prevention Bureau or other Borough inspectors to inspect the site and the equipment to be used. The applicant shall comply with all safety instructions issued by the Fire Prevention Bureau or other Borough inspectors.

j. In addition to any other fees or costs mentioned in this section, the applicant shall reimburse the Borough for any lost revenue, such as parking meter revenue, repairs to public property or other revenues that the Borough was prevented from earning because of filming.

k. *Special Regulations for Major Motion Pictures.*

1. When filming is requested for a major motion picture, the approved location of such filming and the approved duration of such filming by specific reference to day or dates may exceed six (6) days, **subject to the approval of the Borough Clerk**, in duration if good cause is shown for a need to film beyond six (6) days.

~~—2.— Any days necessary to be used for set up and preparation for a major motion picture filming may, in the discretion of the Chief of Police, be counted as a filming day where such set up is anticipated to involve one (1) or more of the factors set forth in paragraph h. above.~~

SECTION 4.

4-5.64 Fees.

The schedule of fees for the issuance of permits authorized by this section are as follows:

a. *Major Motion Pictures.*

- 1. Permit Application Fee: A non-refundable application fee of one-hundred dollars (\$100.00), payable upon submission of application to the Borough Clerk**
- 2. Daily Filming Fee: A non-refundable fee of one-thousand dollars (\$1,000.00) per day of filming, payable upon the issuance of permit by the Borough Clerk.**

b. *Non-Profit Organizations Filming for Educational Purposes.*

- 1. Permit Application Fee: A non-refundable application fee of twenty-five dollars (\$25.00), payable upon submission of application to the Borough Clerk.**
- 2. Daily Filming Fee: There shall be no daily filming fee for such organizations. Such organizations shall be required to await issuance of a permit by the Borough Clerk prior to the start of filming.**

c. *Student Films for Educational Documentary or Public Television Purposes.*

Students seeking to film for educational documentaries or public television purposes shall be exempt from both the application and daily filming fees otherwise imposed. Students or such student groups shall be required to await issuance of a permit by the Borough Clerk prior to the start of filming.

d. *All Others Requiring a Permit.*

- a1. Permit Application Fee: A non-refundable ~~Basic filming permit:~~ application fee of seventy-five (\$75.00) dollars, payable upon submission of application to the Borough Clerk.**
- b2. Daily ~~f~~Filming ~~f~~Fee: A non-refundable fee of five-hundred dollars (\$500.00) per day of filming, payable upon issuance of permit by the Borough Clerk. ~~payable in addition to the basic filming permit: five hundred (\$500.00) dollars per day.~~**

~~—c.— Filming permit for a nonprofit applicant filming for educational purposes (no daily rate required): twenty five (\$25.00) dollars.~~

SECTION 5.

4-5.4 Violations and Penalties.

Where the owner of the premises is not the applicant for a permit required by this section, both the owner of the private property and the applicant shall each be liable for violations hereof. Any person violating this chapter or these rules and regulations, upon conviction thereof, shall be punished by a fine not exceeding one thousand (\$1,000.00) dollars per day or by imprisonment in the County jail for a term not exceeding thirty (30) days, or both. A separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

SECTION 6. Invalidity

If any section or portion of a section of this Code shall be invalid for any reason, such invalidity shall not affect the validity of the remaining sections or portions of this Ordinance.

SECTION 7. Inconsistent Ordinances Repealed.

All ordinances or parts of ordinances, to the extent that they are inconsistent herewith, are hereby repealed.

SECTION 8. Captions.

Captions contained in this Ordinance have been included only for the purpose of facilitating reference to the various sections and are not intended and shall not be utilized to construe the intent and meaning of the text of any section.

SECTION 9. Effective Date.

This amendment to the Code of the Borough of Roselle Park shall become effective upon publication and in accordance with law.

ORDINANCES FOR INTRODUCTION

NONE

RESOLUTIONS

RESOLUTION NO. 162-18

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby accept the resignation of Andrew Belluscio from the position of Police Dispatcher effective May 1, 2018.

RESOLUTION NO. 163-18

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey, hereby accept a material donation from the Roselle Park Republican Committee in the form of one (1) tree, in consultation with the Borough's arborist, to be planted on the grounds of the Roselle Park Veterans Memorial Library to replace a dead White Pine Tree.

RESOLUTION NO. 164-18

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey, hereby accept a material donation from Kaitlyn Zolli of 605 Locust Street, Roselle Park, NJ 07204 in the form of one (1) basketball hoop, to be used by the Casano Community Center.

RESOLUTION NO. 165-18

WHEREAS, there exists an area of the Borough of Roselle Park upon which sits industrial retail and other properties that have experienced discontinuance of use, that were formerly fully utilized and which have become increasingly dilapidated, underutilized or are disused, and obsolete or faulty in their layout and design for feasible uses in today's market; and,

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq. (the "Redevelopment Law") provides a mechanism to empower and assist local governments in efforts to promote programs of redevelopment; and,

WHEREAS, the Governing Body wishes to investigate and explore whether the above described area, more specifically described by lot and block below, might benefit from the tools available under the Redevelopment Law, to provide a means to facilitate a comprehensive redevelopment plan and to address the underutilization, vacancies and deteriorating conditions of the area and other surrounding properties or impacted properties; and,

WHEREAS, the Redevelopment Law sets forth a specific procedure for establishing an area in need of redevelopment; and,

WHEREAS, pursuant to N.J.S.A. 40A:12A-6, prior to the Governing Body making a determination as to whether an area qualifies as an area in need of redevelopment, the Governing Body must authorize the Planning board, by resolution, to undertake a preliminary investigation to determine whether the area meets the criteria of an area in need of redevelopment set forth in 40A:12A-5; and,

WHEREAS, the Governing Body wishes to direct the Land Use Board to conduct a preliminary investigation to determine whether the following area, inclusive of the following properties, qualifies as an area in need of redevelopment;

| <u>STREET ADDRESS</u> | <u>BLOCK</u> | <u>LOT</u> |
|------------------------|--------------|------------|
| 525 Locust Street | 503 | 1 |
| 58 West Lincoln Avenue | 503 | 2 |
| 56 West Lincoln Avenue | 503 | 3 |
| 54 West Lincoln Avenue | 503 | 4 |
| 50 West Lincoln Avenue | 503 | 5 |
| 40 West Lincoln Avenue | 503 | 6 |
| 38 West Lincoln Avenue | 503 | 7 |
| 34 West Lincoln Avenue | 503 | 8 |
| 515 Locust Street | 503 | 9 |
| 501-511 Locust Street | 503 | 10 |

WHEREAS, pursuant to N.J.S.A. 40A:12A-6(a), the Governing Body must state in its referral resolution whether it wishes to maintain all of the powers available under the Redevelopment Law, including the power of eminent domain and thus establish a “condemnation redevelopment area, under the Redevelopment Law; and,

WHEREAS, the Governing Body wishes to direct the Land Use Board to undertake a preliminary investigation to determine whether the following area, qualifies as an area in need of redevelopment, pursuant to N.J.S.A. 40A:12A-5 and further state that, if the Study Area was so designated, it shall authorize the Borough to exercise all of the redevelopment powers within such redevelopment area, including eminent domain, so the designated Study Area would be a condemnation redevelopment area with respect to the referenced properties.

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Roselle Park hereby directs the Land Use Board to conduct the necessary investigations and to hold a public hearing to determine whether the Study Area, inclusive of the properties listed above herein, does or does not qualify as an area in need of redevelopment under the criteria set forth in N.J.S.A. 40A:12A-1, et seq.; and,

BE IT FURTHER RESOLVED, that prior to the public hearing on the matter, the Land Use Board shall prepare a map showing the boundaries of the Study Area and the location of the parcel(s) of property included therein, and appended to the map shall be a statement setting for the basis for the investigation; and,

BE IT FURTHER RESOLVED, that the Land Use Board shall specify a date for and give notice of the hearing for the purpose of hearing persons who are interested in or would be affected by a determination that the Study Area is a condemnation redevelopment area, as set forth herein; and,

BE IT FURTHER RESOLVED, that the hearing notice shall set forth the general boundaries of the Study Area and state that a map has been prepared and can be inspected at the office of the Borough Clerk and shall further state that a redevelopment area determination shall authorize the municipality to exercise the power of eminent domain to acquire properties in the delineated area, as set forth herein; and,

BE IT FURTHER RESOLVED, that a copy of the notice shall be published in a newspaper of general circulation in the Borough of Roselle Park once each week for two consecutive weeks, and the last publication shall be not less than ten (10) days prior to the date set for the hearing, and that a copy of the notice shall be mailed at least ten (10) days prior to the date set for the hearing to the last owner, if any, of each parcel of property within Study Area according to the assessment records of the Borough of

Roselle Park, as well as all persons at their last known address, if any, whose names are noted on the assessment records as claimants of an interest in any such parcel; and,

BE IT FURTHER RESOLVED, that the Land Use Board shall hear all persons who are interested in or would be affected by a determination that the Study Area qualifies under the redevelopment criteria. All objections to such a determination and evidence in support of those objections, given orally or in writing, shall be received and considered and made part of the public record; and,

BE IT FURTHER RESOLVED, that the land Use Board shall submit its findings and recommendations to the Governing Body in the form of a Resolution with supportive documentation.

RESOLUTION NO. 166-18

WHEREAS, the Mayor and Council of the Borough of Roselle Park adopting Resolution 108-18 establishing a Green Team and setting forth membership of the same; and,

WHEREAS, the Mayor and Council of the Borough of Roselle Park wishes add to the membership roster for the same Green Team.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that in furtherance of the objectives and goals set forth in Resolution 108-18, the Borough's Roselle Park's Green Team roster be updated to reflect the following (bold text reflects additions):

| <u>NAME</u> | <u>ADDRESS</u> | <u>POSITION / AFFILIATION</u> |
|-------------------------|--|---------------------------------|
| Frank Brugal | 50 Warren Avenue, Roselle Park, NJ 07204 | Resident |
| Lina Crincoli | 516 E. Grant Avenue, Roselle Park, NJ 07204 | Resident / Artist |
| Joseph DeIorio | 824 Larch Street, Roselle Park, NJ 07204 | Councilman |
| William Fahoury | 812 Hamilton Place Roselle Park, NJ 07204 | Councilman |
| Jaclyn Flatley | 211 East Clay Avenue, Roselle Park, NJ 07204 | Resident / Volunteer |
| Jessica Johns | 812 Hamilton Place, Roselle Park, NJ 07204 | Resident |
| Robert Krahnert | 337 Minute Arms Road, Union, NJ 07083 | DPW Assistant Superintendent |
| Daniel LaPorte | 125 Dalton St., Apt.2 Roselle Park, NJ 07204 | Environmental Commission |
| Michele LoManto | 28 E. Grant Avenue, Roselle Park, NJ 07204 | Clean Communities Coordinator |
| Jayne Lynn Negron | 117 E. Westfield Ave., Apt.3-B, Roselle Park | Councilwoman |
| Jackie Nolot | 125 Dalton St., Apt. 2 Roselle Park, NJ 02704 | Environmental Commission |
| Ellen Margarita | 111 E. Clay Avenue, Roselle Park, NJ 07204 | Girl Scouts of America |
| Pam Reinoso | 335 Pershing Avenue, Roselle Park, NJ 07204 | Arts Committee |
| Sean Ryan | 525 Locust Street, Roselle Park, NJ 07204 | Landscape Architect |
| Arnulfo Toro | 121 Bender Avenue, Roselle Park, NJ 07204 | Resident / Permaculture |
| Saul Qersdyn | 150 Berwyn Street, Roselle Park, NJ 07204 | Diversity Committee |
| Alexander Balaban | 2535 Audrey Terrace, Union, NJ 07083 | Animal Control Officer |
| Rupen Shah | 110 Grove Street, Roselle Park, NJ 07204 | Community Center Director |
| Donald Chin | 34 W. Roselle Ave., Roselle Park, NJ 07204 | Boy Scouts of America |
| Michael Connelly | 290 W. Clay Avenue, Roselle Park, NJ 07204 | Councilman |
| Michael Peterson | 45 E. Colfax Ave., Roselle Park, NJ 07204 | Environmental Commission |

RESOLUTION NO. 167-18

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that a Professional Service Contract for an:

AREA IN NEED OF REDEVELOPMENT INVESTIGATION OF

BLOCK 503, LOTS 1 - 10

be awarded to Neglia Engineering Associates of Lyndhurst, New Jersey for the sum not to exceed Twelve Thousand Three-Hundred Eighty dollars (\$12,380.00). This Resolution to take effect upon certification on this Resolution by the Borough Treasurer that sufficient funds are available.

RESOLUTION NO. 168-18

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby accept the resignation of Lauren Colandro from the position of Community Center Desk Person effective May 25, 2018.

RESOLUTION NO.169-18

WHEREAS, the Borough of Roselle Park has a need to acquire Real Estate Appraisal Services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and,

WHEREAS, the Chief Financial Officer has submitted a Determination of Value and thereby certified in writing that the value of the acquisition will exceed \$17,500; and,

WHEREAS, the anticipated term of this contract is until December 31, 2018 and may be subject to extension to effectuate the completion of terms; and,

WHEREAS, Realty Appraisal, Co. has submitted a proposal dated May 8, 2018 indicating they will provide Real Estate Appraisal Services for the year 2018 with the following general price structure:

Commercial Properties:

| | |
|-------------------------------|----------------|
| Minor Construction/Alteration | \$ 100.00 each |
| New Construction or Additions | \$ 250.00 each |
| (Up to 15,000 square feet) | |
| New Construction or Additions | \$ 500.00 each |
| (Over 15,000 square feet) | |

Industrial Properties:

| | |
|----------------------------|----------------|
| New Construction | \$ 300.00 each |
| (Up to 15,000 square feet) | |
| New Construction | \$ 900.00 each |
| (Over 15,000 square feet) | |

Apartment Houses:

| | |
|---------------------------|----------------|
| 5 – 10 Families Inclusive | \$ 600.00 each |
| 21 – 50 Families | \$ 800.00 each |
| Over 50 Families | By Agreement |

New commercial or industrial construction over 15,000 square feet, and apartment houses over 50 families will be by agreement between Realty Appraisal, Co. and the Borough of Roselle Park prior to the commencement of work.

WHEREAS, Realty Appraisal, Co. has completed and submitted a Business Entity Disclosure Certification which certifies that Realty Appraisal, Co. has not made any reportable contributions to a political or candidate committee in the Borough of Roselle Park in the previous one year, and that the contract will prohibit Realty Appraisal, Co. from making any reportable contributions through the term of the contract; and,

WHEREAS, the Chief Financial Officer has certified on this Resolution as the availability of funds to effectuate the execution of the agreement.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby award a contract to Realty Appraisal, Co., 4912 Bergenline Avenue, Suite 4, West New York, New Jersey 07093 for acquire Real Estate Appraisal Services in an amount not to exceed eighteen-thousand dollars and zero cents (\$18,000.00) and authorize the Mayor and Borough Clerk to enter into a contract with Realty Appraisal, Co. on behalf of the Borough as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and,

BE IT FURTHER RESOLVED that notice of award of this Professional Services Contract be published in accordance with the law.

RESOLUTION NO. 170-18

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that Joan Brennan, 625 Willow Avenue, Roselle Park, New Jersey 07204 be and is hereby appointed as Police Dispatcher in the Roselle Park Police Department at the annual salary of \$45,597.41 effective Friday, May 18, 2018.

RESOLUTION NO. 171-18

WHEREAS, N.J.S.40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and,

WHEREAS, the Director may also approve the insertion of any item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2018 in the sum of \$5,500.00 which item is now available as a revenue from the Click It or Ticket Grant pursuant to the provisions of statute; and,

BE IT FURTHER RESOLVED that the like sum of \$5,500.00 is hereby appropriated under the caption of the Click It or Ticket Grant; and,

BE IT FURTHER RESOLVED that the Borough Clerk forward a certified copy of this resolution with enclosures to the Chief Financial Officer to submit the resolution electronically to the Director of the Division of Local Government Services.

RESOLUTION NO. 172-18

WHEREAS, there exists a need for one or more Per-Diem Part-Time Community Center Desk Persons within the Casano Community Center of the Borough of Roselle Park; and,

WHEREAS, the Community Center Director of the Borough of Roselle Park, has recommended Claudia V. Freire for the position of Per-Diem Part-Time Community Center Desk Person; and,

WHEREAS, the governing body wishes to fill the said position.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that Claudia V. Freire of 428 Seaton Avenue, Roselle Park, New Jersey 07204 be and is hereby appointed to the position of Per-Diem Part-Time Community Center Desk Person of the Borough of Roselle Park at \$10.16 per hour effective immediately.

RESOLUTION NO. 173-18

RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH
OF ROSELLE PARK, IN THE COUNTY OF UNION, NEW JERSEY
DIRECTING THE LAND USE BOARD TO REVIEW THE 10 WEST
WESTFIELD AVENUE REDEVELOPMENT PLAN BLOCK 610,
LOTS 1 AND 3

WHEREAS, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1, et seq.*, (the “Redevelopment Law”), authorizes municipalities to determine whether certain parcels of land in the municipality constitute areas in need of redevelopment; and,

WHEREAS, pursuant to *N.J.S.A. 40A:12A-6*, the Council (the “Borough Council”) of the Borough of Roselle Park, in the County of Union, New Jersey (the “Borough”) by Resolution #156-17, adopted May 18, 2017, authorized and directed the Land Use Board of the Borough (the “Land Use Board”) to undertake a preliminary investigation to determine if a specific area located at Block 610, Lots 1 and 3 on the tax map of the Borough (the “Study Area”) constituted an area in need of redevelopment according to the criteria set forth in the Redevelopment Law; and,

WHEREAS, the aforesaid resolution authorized the Land Use Board to investigate the Study Area as a Condemnation Redevelopment Area (as defined in *N.J.S.A. 40A:12A-6(a)* of the Redevelopment Law), within which the Borough may use all of those powers provided under the Redevelopment Law for use in a redevelopment area, including the power of eminent domain; and,

WHEREAS, the Redevelopment Law requires the Land Use Board to conduct a public hearing prior to making its determination whether the Study Area should be designated as an area in need of redevelopment, at which hearing the Land Use Board shall hear all persons who are interested in or would be affected by a determination that the Study Area is a redevelopment area; and,

WHEREAS, the Land Use Board properly noticed a public hearing on the preliminary investigation of the Study Area which conformed to the Redevelopment Law; and,

WHEREAS, on October 16, 2017, the Land Use Board, conducted a public hearing in accordance with the Redevelopment Law and by resolution, after due consideration of the preliminary investigation and the comments and objections from the public made part of the public record and after consulting appropriate municipal departments and counsel, adopted a resolution recommending the Borough Council designate the Study Area as an area in need of redevelopment pursuant to the Redevelopment Law, including the power of eminent domain; and,

WHEREAS, on October 19, 2017, the Borough Council adopted Resolution #293-17 designating the Study Area as an area in need of redevelopment under the Redevelopment Law, such designation authorizing the Borough and Borough Council to use all those powers provided by the Redevelopment Law for use in a redevelopment area, including the power of eminent domain (the “Redevelopment Area”); and,

WHEREAS, Benecke Economics prepared a redevelopment plan for the Redevelopment Area entitled: “10 West Westfield Avenue Redevelopment Plan Block 610, Lots 1 and 3” (the “Redevelopment Plan”) providing the development standards for the Redevelopment Area; and,

WHEREAS, pursuant to the Redevelopment Law, the Borough Council directs the Land Use Board to review the Redevelopment Plan and transmit its recommendations relating to the Redevelopment Plan to the Borough Council in accordance with the provisions of *N.J.S.A. 40A:12A-7(e)*.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey as follows:

Section 1. The aforementioned recitals are incorporated herein as though fully set forth at length.

Section 2. The Borough Council hereby directs the Land Use Board to review the Redevelopment Plan and transmit its recommendations relating to the Redevelopment Plan (the “Land

Use Board Report”) to the Borough Council within forty-five (45) days of the date hereof in accordance with the Redevelopment Law.

Section 3. If the Land Use Board Report is not transmitted to the Borough Council within forty-five (45) days of the date hereof, the Borough Council shall be relieved of the requirement to obtain a Land Use Board Report for the Redevelopment Plan in accordance with N.J.S.A. 40A:12A-7(e).

Section 4. If any part of this Resolution shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Resolution.

Section 5. The Borough Clerk is hereby directed to transmit a copy of this Resolution to the Mayor and Land Use Board.

Section 6. This Resolution shall take effect immediately.

RESOLUTION NO. 174-18

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that a Professional Service Contract for be awarded to Savo, Schalk, Gillespie, O’Grodnick & Fisher, P.A. of 77 North Bridge Street, Somerville, New Jersey 08876 for Redevelopment Legal Counsel Services in connection with Block 503, Lots 1 -10 in the sum not to exceed Nine Thousand Three-Hundred dollars (\$9,300.00). This Resolution to take effect upon certification on this Resolution by the Borough Treasurer that sufficient funds are available; and,

BE IT FURTHER RESOLVED that charges incrementally incurred and paid associated with this contract shall be pursuant to the contract terms authorized in Resolution 53-18.