

REGULAR MEETING – JUNE 7, 2018

READ PUBLIC MEETINGS LAW ARTICLE

ROLL CALL

MOMENT OF SILENCE/PRAYER

PLEDGE OF ALLEGIANCE

COMMUNICATIONS

1. Request from the residents of the 400 block of Sheridan Avenue to hold a Block Party on Saturday, June 23, 2018 from 12:00 Noon until 10:00 p.m., with a rain date of Sunday, June 24, 2018.
2. Request from the residents of the 600 block of Spruce Street to hold a Block Party on Friday, June 22, 2018 from 10:00 a.m. until 10:00 p.m., with a rain date of Sunday, June 24, 2018.

PROCLAMATIONS & PRESENTATIONS

- Girl Scout Troop No. 40033 – Recognition for Gift Baskets
- Recognition of Joe & Jodi’s 60 Years in Business
- JMEUC Capital Plan Presentation

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

None

*** 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

None

ORDINANCES FOR INTRODUCTION: COUNCILMAN FAHOURY

ORD. No. 2531 BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$1,348,870 FOR VARIOUS CAPITAL IMPROVEMENTS BY AND FOR THE BOROUGH OF ROSELLE PARK IN THE COUNTY OF UNION, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$728,000 IN BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION

ORD. No. 2532 AN ORDINANCE AMENDING CHAPTER XXVIII, SECTION 28-1.5 OF THE CODE OF THE BOROUGH OF ROSELLE PARK, ENTITLED “PLACEMENT AT CURB; SUITABLE CONTAINERS”

ORD. No. 2533 AN ORDINANCE AMENDING CHAPTER XL, SECTION 3012 OF THE CODE OF THE BOROUGH OF ROSELLE PARK, ENTITLED “DUMPSTERS”

ORD. No. 2534 AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER VII OF THE CODE OF THE BOROUGH OF ROSELLE PARK ADDING SECTION 43 ENTITLED, "COMBAT WOUNDED/PURPLE HEART PARKING"

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:

- * **#175-18** – Appointing Elisabeth Qersdyn to the Roselle Park Veterans Memorial Library Board of Trustees
- * **#176-18** – Renewing Certain ABC Licenses for the 2018-2019 Licensing Term
- * **#177-18** – Approving Amendments to the Capital Budget
- * **#178-18** – Authorizing the Treasurer to Issue One (1) Check Totaling \$4,431.31 Payable to One (1) Lien Holder on One (1) Property and One (1) Check Totaling \$1,300.00 from the Tax Collector’s Premium Account
- * **#179-18** – Accepting the Resignation of Lorraine Keller from the Position of Alternate Crossing Guard
- * **#180-18** – Accepting the Resignation of Barbara Bonavita from the Position of Alternate Crossing Guard
- * **#181-18** – Appointing John J. Rottmann to the Position of Alternate Crossing Guard
- * **#182-18** – Renewing ABC License 2015-33-012-005, Gourmet Food Merchant, LLC, 16 Cornwall Road, Glen Rock, NJ 07452, t/a The Castle for the 2018-2019 Licensing Term with Special Conditions

MAYOR AND COUNCIL COMMITTEE REPORTS / REPORTS OF DEPARTMENTS

- Municipal Court Report for April 2018
- Animal Control Officer’s Report for May 2018
- Police Chief’s Report for May 2018
- Construction Official’s Report for May 2018
- Mayoral Appointment(s) (No Confirmation from Council Required):
None

WORKSHOP DISCUSSION

Items Carried from Prior Meeting(s):

- Transit Village (Councilman Fahoury)

New Items:

- Amending Peace and Good Order Ordinance (Mayor Hokanson)
- Union County Freeholder's Mayor's Challenge (Mayor Hokanson)
- Sustainable Land Use Pledge – Sustainable Jersey (Councilman Fahoury)
- Residency Requirement for Recreation Committee Members (Councilman Petrosky)

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 21, 2018**

ORDINANCES FOR SECOND READING

NONE

ORDINANCES FOR INTRODUCTION

ORDINANCE NO. 2531

BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$1,348,870 FOR VARIOUS CAPITAL IMPROVEMENTS BY AND FOR THE BOROUGH OF ROSELLE PARK IN THE COUNTY OF UNION, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$728,000 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:

SECTION 1:

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 \$1,348,870, such sum includes the sum of (a) \$25,470 expected to be received as a Union County Leveling the Playfield Grant in connection with the improvement described in Section 3(a)(ii), (b) \$309,045 expected to be received as a New Jersey Department of Transportation Grant in connection with the improvement described in Section 3(a)(iii), (c) \$160,000 expected to be received as a Union County Development Block Grant in connection with the improvement described in Section 3(a)(iii), (d) \$55,000 expected to be received as a Union County Infrastructure and Municipal Aid Grant in connection with the improvement described in Section 3(a)(iii) and (e) \$71,355 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.

SECTION 2:

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 \$728,000 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 \$728,000 pursuant to the provisions of the Local Bond Law (the “Bond Anticipation Notes” or “Notes”).

SECTION 3:

(a) The Improvements hereby authorized and the purposes for which obligations 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:

Purpose	Appropriation and Estimated Cost	Estimated Maximum Amount of Bonds or Notes	Average Period of Usefulness
(i) Purchase of equipment and capital items for various departments including but not limited to (a) signs, heavy duty side mounted flail mower, dump body and fuel security system for the Public Works Department; (b) surveillance cameras for the Police Department; (c) cellular solar powered message sign board and garage door openers for the Office of Emergency Management; (d) Scott SCBA air bottles, turnout gear, webbing, ropes and pulleys, fire hose, rescue saw, force entry hooks, extinguishers and dry chemical for the Fire Department; (e) archiving equipment for the Clerk's Office and (f) computer equipment and software for all Borough Departments.	\$190,400	\$168,000	9.86 years
(ii) Various improvements to Borough property including but not limited to improvements to municipal buildings and grounds, sidewalk improvements, downtown marketing and zoning study and improvements to Aldene Park, including all work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on the file in the Office of the Clerk.	175,470	140,000	13.57 years
(iii) Resurfacing of various streets, including but not limited to West Clay Avenue from Faitoute Avenue to Girl Scout Park, Madison Avenue from Galloping Hill Road to Magie Avenue, including all work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on the file in the Office of the Clerk.	983,000	420,000	10 years
TOTAL:	\$1,348,870	\$728,000	

(b) 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 \$728,000.

(c) The estimated cost of the Improvements is \$1,348,870, which amount represents the appropriation made by the Borough.

SECTION 4:

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.

SECTION 5:

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.

SECTION 6:

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

(a) 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.

(b) 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 10.65 years.

(c) 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 \$728,000 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$300,000 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.

SECTION 7:

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.

SECTION 8:

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 15c2-12 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 \$728,000.

SECTION 11:

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

ORDINANCE NO. 2532

AN ORDINANCE AMENDING CHAPTER XXVIII, SECTION 28-1.5 OF THE CODE OF THE BOROUGH OF ROSELLE PARK, ENTITLED "PLACEMENT AT CURB; SUITABLE CONTAINERS"

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey that Chapter XXVIII, Section 28-1.5 of the Code of the Borough of Roselle Park be and hereby is amended as follows:

SECTION 1. 28-1.5 Placement at Curb; Suitable Containers.

a. With the exception of bulk waste (as defined in subsection 28-1.5d. below), no garbage or debris shall be placed at the curb for pickup prior to 7:00 p.m. on the evening preceding the scheduled pickup, except where the evening preceding the scheduled pickup falls on a Sunday, in which case the garbage or debris may be placed at the curb for pickup after 3:00 p.m.

b. All garbage and debris within the ~~Central Business District~~ **“T” intersection being more particularly described as Chestnut Street from Clay Avenue to Westfield Avenue and both sides of Westfield Avenue from Walnut Street to Locust Street** shall be placed at the curb on a daily basis between the hours of 8:30 a.m. and 9:30 a.m. on the morning of the scheduled pickup.

c. Plastic bags **in and of themselves**, of any type, shall not be utilized as a suitable garbage container for purposes of this chapter. **A suitable container is defined to be a metal, rubber or plastic receptacle with a tight fitting cover, so constructed as to prevent spilling or leaking of its contents. Each receptacle for use in a single residence shall have a capacity of not less than twenty (20) nor more than thirty (30) gallons and be equipped with a pull handle or handles. The total weight of any container shall not exceed fifty (50) pounds. Fifty (50) gallon drums or similar overweight containers may not be used as garbage receptacles to be placed curbside for collection purposes. In no event shall any package, bundle or material placed for collection be larger than four (4) feet in length.**

d. Bulk waste shall not be placed at the curb prior to 12:00 noon on the day prior to the scheduled pickup for bulk waste.

1. The term "bulk waste," for the sake of this chapter, shall be defined as the "collection of the following materials limited to five hundred (500) pounds (one-quarter of a ton) per property, per pickup:

(a) Furniture, toys

(b) Mattresses (limit two (2) per address)

(c) Wood, replaced/repared wood fencing sections, wood products limited as follows: (Wood is limited to two (2) thirty-two (32) gallon containers with pieces cut into three (3) foot pieces)

(d) Lawn furniture, wood doors, storm window, storm door, items generated by a homeowner in minor repairs not requiring a zoning or construction permit.

2. Expressly excluding the collection of the following materials not considered bulk waste:

(a) Rugs, carpeting, electronic waste, ashes, dirt, tree trunks, stumps, branches, brush, leaves, household garbage, no garbage bags, pool filters, railroad ties, rocks, stones, asphalt, concrete, closed-top drums, automobile parts, appliances (refrigerators, washers, dryers, any metal products etc.), paint, chemicals and materials resulting from the demolition, alterations, or repairs to buildings/homes or other structures generated by a contractor/homeowner requiring a zoning or construction permits.

e. *Early Placement—Bulky Waste.* Unless another penalty is expressly provided by statute, any person convicted of a violation of paragraph d. shall be liable to the penalty of one hundred fifty (\$150.00) dollars or imprisoned for a term not to exceed fifteen (15) days.

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. 2533

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) business days once it is full.**

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.

E. Permits for dumpsters shall be issued subject to the following location schedule:

1. Permits for dumpsters within the municipal right-of-way shall be issued for no more than seven (7) consecutive days and shall be approved by the Roselle Park Police Department.

2. Permits for dumpsters on private property shall be issued for no more than thirty (30) consecutive days.

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. 2534

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER VII OF THE CODE OF THE BOROUGH OF ROSELLE PARK ADDING SECTION 43 ENTITLED, "COMBAT WOUNDED/PURPLE HEART PARKING"

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union, and State of New Jersey that Chapter VII of the Code of the Borough of Roselle Park be and hereby is amended and supplemented to add Section 43 (7-43) as follows:

SECTION 1. 7-43 Combat Wounded/Purple Heart Parking.

Purpose: The purpose of this Section is to supplement Chapter 7, "Traffic," and provide the creation of Combat Wounded/Purple Heart Parking for qualified military personnel.

SECTION 2. 7-43.1 Location of Combat Wounded/Purple Heart Parking.

The Mayor and Council of the Borough of Roselle Park, in order to further to promote public safety and welfare within the Borough, create Combat Wounded/Purple Heart Parking spaces/stalls at the following locations:

<u>Quantity</u>	<u>Location</u>
1	East of Municipal Parking Lot No. 4; more particularly described as the Borough Hall Parking Lot located at 110 East Westfield Avenue.
1	Roselle Park Library Parking Lot; more particularly described as the municipal parking lot adjacent to and behind the Roselle Park Veteran's Memorial Library at 404 Chestnut Street.
1	Roselle Park Municipal Lot No. 2; more particularly described as the municipal parking lot on Chestnut Street between East Grant Avenue and Charles Street.

SECTION 3. 7-43.2 Requirements to Park in Spaces/Stalls Designated for the Combat Wounded/Purple Heart Parking.

A. No person shall park a vehicle in a parking space/stall designated and established for Combat Wounded/Purple Heart, unless they meet the requirements of Paragraph C of this Subsection. A combat wounded/purple heart parking space means an area of a public roadway or

public parking lot designated for use by any Combat Wounded/Purple Heart awarded person as provided for and which is so marked by proper signage and roadway marking.

B. A combat wounded veteran is any person who served for any length of time in any military service branch, who experienced any level of hostility for any duration resulting from offensive, defensive, or friendly fire military action involving a real or perceived enemy in any foreign theater and suffers injury or disability from same. A Purple Heart Medal Designee is any member of the United States Military who has been awarded the Purple Heart Medal.

C. No person shall park a vehicle in any of the designated parking spaces/stalls for parking designated for use by Combat Wounded/Purple Heart Designees in locations referred to in the Code of the Borough of Roselle Park, unless such person is a Combat Wounded/Purple Heart Designee. Any vehicle parked in a parking stall reserved for Combat Wounded/Purple Heart drivers pursuant to this chapter, which does not display the official state license plate, or special identification sticker or placard from the Borough of Roselle Park, is presumed to have parked in such a stall unlawfully, and subject to the fines and penalties set forth in this Section.

D. Any person applying for the aforementioned decal shall present such documents as required by the Borough Clerk to establish that the individual is a Combat Wounded Veteran and/or has been awarded the Purple Heart. In addition any applicant must have been honorably discharged from the United States military. The Borough Clerk's Office shall have up to seven (7) days to review and determine if the applicant qualifies as a Combat Wounded Veteran/Purple Heart Designee.

SECTION 4. 7-43.3 Violations.

Any person parking in the restricted parking space without a special vehicle identification decal as indicated in Chapter 7-43.2.c. shall be liable for a fine up to \$250.00 for the first and subsequent offense and up to ninety (90) days community service on such terms and in such form the Roselle Park Municipal Court shall deem appropriate, or any combination thereof.

SECTION 5. 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 6. Inconsistent Ordinances Repealed.

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

SECTION 7. 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 8. Effective Date.

This amendment to the Code of the Borough of Roselle Park shall become effective on August 1, 2018.

RESOLUTIONS

RESOLUTION NO. 175-18

WHEREAS, there exists a vacancy on the Roselle Park Library Board of Trustees due to the resignation of Kathleen Roty; and,

WHEREAS, Mayor Carl A. Hokanson has filed an appointment to the Roselle Park Library Board of Trustees.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that the following individual be appointed to the Roselle Park Library Board of Trustees (all addresses are located within Roselle Park unless otherwise noted):

<u>Position</u>	<u>Name</u>	<u>Address</u>	<u>Term Expiration</u>
Board Member	Elisabeth Qersdyn	150 Berwyn Street	December 31, 2020

RESOLUTION NO. 176-18

WHEREAS, all Plenary Retail Consumption, Retail Distribution, Limited Distribution and Club Licenses will expire on June 30, 2018; and

WHEREAS, the following applicants have complied with the provisions of the Act of the Legislature entitled, "An Act Concerning Alcoholic Beverages", being Chapter 436 of the Laws of 1933, its supplements and amendments, and with the Rules and Regulations issued or to be promulgated by the State Commissioner of Alcoholic Beverage Control applicable, thereto, now therefore

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that the Borough Clerk be and is hereby authorized to issue licenses effective July 1, 2018 to expire June 30, 2019, to the following:

PLENARY RETAIL CONSUMPTION LICENSES - \$1,385.00

2015-33-010-006	Ocean Castle, Inc., 9 W. Westfield Avenue, Roselle Park, NJ 07204 t/a Vintage Italian Restaurant & Catering
2015-33-015-004	Caracitas Corporation, 157 E. Westfield Avenue, Roselle Park, NJ 07204 t/a Vinhus Restaurant & Lounge
2015-33-004-008	Willow Kacie, LLC, 600 W. Westfield Avenue, Roselle Park, NJ 07204 t/a Sun Tavern
2015-33-009-013	Olde Dowlings LLC, 117 Chestnut Street, Roselle Park, NJ 07204 t/a Dowling Irish Pub & Restaurant
2015-33-005-003	Frenchy's Bar Grill, Inc., 545 W. Westfield Avenue, Roselle Park, NJ 07204 t/a Frenchy's Bar Grill
2015-33-016-007	Spilanga Food, Inc., 120 Chestnut Street, Roselle Park, NJ 07204 t/a Costas Ristorante & Pizzeria
2015-33-008-004	La Catena Restaurant, Inc., 386 E. Westfield Avenue, Roselle Park, NJ 07204 t/a La Catena Restaurant

PLENARY RETAIL DISTRIBUTION LICENSES - \$931.00

2015-44-003-003	Gajani Inc., 117 W. Colfax Avenue, Roselle Park, NJ 07204 t/a Roselle Park Liquors and Food
2015-44-013-009	Chestnut Street Spirits, LLC, 137 Chestnut Street, Roselle Park, NJ 07204 t/a Roselle Park Wines & Spirits

CLUB LICENSES - \$132.00

2015-31-017-001	American Legion Post 60, Inc., 34 E. Westfield Avenue, Roselle Park, NJ 07204
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RESOLUTION NO. 177-18

WHEREAS, the Borough of Roselle Park desires to amend the 2018 Capital Budget of said municipality by inserting thereon the items therein shown in such budget for:

Purchase of Equipment and capital items for various departments including but not limited to (a) signs, heavy duty side mounted flail mower, dump body and fuel security system for the Public Works Department; (b) surveillance cameras for the Police Department; (c) cellular solar powered message sign board and garage door openers for the Office of Emergency Management; (d) Scott SCBA air bottles, turnout gear, webbing, ropes and pulleys, fire hose, rescue saw, force entry hooks, extinguishers and dry chemical for the Fire Department; (e) archiving equipment for the Clerk's Office and (f) computer equipment and software for all Borough Departments.

Various improvements to Borough property including but not limited to improvements to municipal buildings and grounds, sidewalk improvements, downtown marketing and zoning study and improvements to Aldene Park, including all work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on the file in the Office of the Clerk.

Resurfacing of various streets, including but not limited to West Clay Avenue from Faitoute Avenue to Girl Scout Park, Madison Avenue from Galloping Hill Road to Magie Avenue, including all work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on the file in the Office of the Clerk.

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

**AMENDMENT
CAPITAL BUDGET OF THE
BOROUGH OF ROSELLE PARK
COUNTY OF UNION, NEW JERSEY**

**PROJECTS SCHEDULE FOR 2018
METHOD OF FINANCING**

<u>PROJECT</u>	<u>ESTIMATED COSTS</u>	<u>BONDS OR NOTES AUTHORIZED</u>	<u>CAPITAL IMPROVEMENT FUND</u>	<u>GRANTS</u>
Purchase of Equipment and capital items For Various Departments as stated above	\$190,400.00	\$168,000.00	\$22,400.00	
Various Improvements to Borough Property	\$175,470.00	\$140,000.00	\$10,000.00	\$25,470.00
Resurfacing of Various Streets as Stated above	\$983,000.00	\$420,000.00	\$38,955.00	\$524,045.00
TOTAL	\$1,348,870.00	\$728,000.00	\$71,355.00	\$549,515.00

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the office of the Director of Local Government Services.

RESOLUTION NO. 178-18

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that the Tax Collector hereby authorizes the Treasurer to issue one (1) check totaling \$4,431.31 payable to one (1) lien holder on one (1) property; and,

BE IT FURTHER RESOLVED that one (1) check be issued in the total amount of \$1,300.00 from the Tax Collector's Premium Account.

BOROUGH OF ROSELLE PARK TAX COLLECTOR ANALYSIS OF LIEN REDEMPTIONS 6/7/2018														
TSC#	BLOCK	LOT	QUAL.	PREMIUM	TOTAL AMOUNT REDEEMED	CERTIFICATE AMOUNT	REDEMPTION PENALTY PERCENTAGE	INTEREST ON CERTIFICATE DATE 6/7/2018	SEARCH FEE	RECORDING FEE	SUBSEQUENT TAXES PAID	INTEREST ON SUBSEQUENTS TO 6/7/2018	6% INTEREST PENALTY	LEGAL FEES
MTAG AS CUST FOR EBURY FUND 2 NJ LLC	14-001	108	14	\$ 1,300.00	\$ 4,431.31	\$ 595.46	\$ 11.91		\$ 12.00	\$ 43.00	\$ 2,661.15	\$ 1,107.79		
				\$ -	\$ -									
				\$ -	\$ -									
				\$ -	\$ -									
TOTAL				\$ 1,300.00	\$ 4,431.31	\$ 595.46	\$ 11.91	\$ -	\$ 12.00	\$ 43.00	\$ 2,661.15	\$ 1,107.79	\$ -	\$ -

RESOLUTION NO. 179-18

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 Lorraine Keller from the position of Alternate Crossing Guard effective immediately.

RESOLUTION NO. 180-18

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 Barbara Bonavita from the position of Alternate Crossing Guard effective immediately.

RESOLUTION NO. 181-18

WHEREAS, vacancies currently exist in the in the position of Alternate Crossing Guard.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby appoint the following individual(s) to the position of Alternate Crossing Guard to be paid \$67.26 per day effective immediately:

1. John J. Rottmann; 422 Park Place, Roselle Park, N.J. 07204

RESOLUTION NO. 182-18

WHEREAS, all Plenary Retail Consumption, Retail Distribution, Limited Distribution and Club Licenses will expire on June 30, 2018; and,

WHEREAS, the following applicants have complied with the provisions of the Act of the Legislature entitled, "An Act Concerning Alcoholic Beverages", being Chapter 436 of the Laws of 1933, its supplements and amendments, and with the Rules and Regulations issued or to be promulgated by the State Commissioner of Alcoholic Beverage Control applicable, thereto; and,

WHEREAS, it has been established by previous acts of the Mayor and Council of the Borough of Roselle Park and the Police Department of the Borough of Roselle Park that there were a number of complaints from the surrounding neighborhood regarding the excessive noise coming from 147 West Westfield Avenue, Roselle Park, NJ 07204, known to be the place of business and operation for Plenary Retail Consumption License number 2015-33-012-005, Gourmet Food Merchant, LLC's t/a The Castle (the current licensee), which at the time of such aforementioned complaints was operated by and as Solar

Do Minho II, Inc., and that despite representations to the contrary, those complaints remained unsatisfied and unheeded; and,

WHEREAS, the licensee at the time of the complaints was put on notice that they must comply with the Peace and Good Order Ordinance (Chapter III, Section 3-9 of the Code of the Borough of Roselle Park), and that continued violation would result in the issuance of summonses; and,

WHEREAS, the licensee at the time was further notified that it is a penalty of the regulations governing Alcoholic Beverage Control for the licensee to serve alcoholic beverages in the unlicensed garden area of the establishment and, any and all violations would be subject to disciplinary charges being brought against said licensee; and,

WHEREAS, an incident occurred on January 1, 2011 at the location of Plenary Retail Consumption License #2015-33-012-003, known at the time to be Solar Do Minho II, Inc. Restaurant, 147 West Westfield Avenue, Roselle Park, NJ 07204, which required the assistance of seven municipal police departments to get the situation under control; and,

WHEREAS, said license was cited in violation of N.J.A.C. 13:2-23.6(a) 3 and charges were levied against the holder of Plenary Retail Consumption License #2015-33-012-003; and,

WHEREAS, a disciplinary hearing was held on April 12, 2011, and, the holder of license #2015-33-012-003 plead guilty to the above charges; and,

WHEREAS, the owner of Alcoholic Beverage License #2015-33-012-003 hereby agreed by written agreement to the following terms and special conditions, and these special conditions will be reviewed on a yearly basis and may be amended or removed; and,

WHEREAS, the Mayor and Council of the Borough of Roselle Park approved resolution 188-13, the person-to-person transfer from Solar Do Minho II Inc. to Gourmet Food Merchant LLC. t/a The Castle, effective September 19, 2013 subject to special conditions imposed, outlined below, and incorporated herein.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that the Borough Clerk be and is hereby authorized to renew Plenary Retail Consumption license number 2015-33-012-005, Gourmet Food Merchant, LLC, 16 Cornwall Road, Glen Rock, NJ 07452, t/a The Castle, 147 West Westfield Avenue, Roselle Park, NJ 07204 effective July 1, 2018 to expire June 30, 2019 with the same, following special conditions:

1. Owner will forward copies of all signed contracts for rental/use of any/all rooms seven days prior to date of use to the Police Chief; and will follow the recommendations of the Police Chief.
2. Owner will notify the Police Chief of all holiday events seven days prior to event and will follow the recommendations of the Police Chief.
3. The applicant shall not allow any music, exterior to the building, regardless of whether it is amplified or live.