

REGULAR MEETING – JUNE 21, 2018

READ PUBLIC MEETINGS LAW ARTICLE

ROLL CALL

MOMENT OF SILENCE/PRAAYER

PLEDGE OF ALLEGIANCE

COMMUNICATIONS

1. A request from the Roselle Park Republican Municipal Committee to utilize Acker Park for a “Meet and Greet” on Saturday, July 14, 2018 from 12:00 p.m. to 5:00 p.m., with a rain date of Sunday, July 15, 2018 from 12:00 p.m. to 5:00 p.m.
(Subject to JIF Insurance and Indemnification Requirements)
2. Request from the residents of the 600 block of Spruce Street to hold a Block Party on Sunday, June 24, 2018 from 12:00 p.m. until 10:00 p.m. instead of Friday, June 22, 2018.
3. Request from the residents of the 200 block of Charlotte Terrace to hold a Block Party on Saturday, July 28, 2018 from 12:00 Noon until 10:00 p.m., with a rain date of Sunday, July 29, 2018.

PROCLAMATIONS & PRESENTATIONS

- Roselle Park High School Softball Team – 2018 NJSIAA Group 1 Champions
- National Association of Letter Carriers Local 67 – Stamp Out Hunger Campaign

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

Closed Session Minutes of April 19, 2018

Closed Session Minutes of April 30, 2018

Closed Session Minutes of May 3, 2018

Closed Session Minutes of May 17, 2018

Closed Session Minutes of June 7, 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

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"

ORDINANCES FOR INTRODUCTION: COUNCILMAN FAHOURY

ORD. No. 2535 AN ORDINANCE AMENDING CHAPTER III, SECTION 3-9.1 OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED, "POLICE REGULATIONS; PEACE AND GOOD ORDER; PROHIBITIONS"

ORD. No. 2536 AN ORDINANCE AMENDING CHAPTER II, ARTICLE IV, SECTION 2-34.2 OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED, "ADMINISTRATION; BOARDS, COMMITTEES, AND COMMISSIONS; ENVIRONMENTAL COMMISSION; MEMBERS, TERMS, VACANCIES"

ORD. No. 2537 AN ORDINANCE AMENDING CHAPTER II, ARTICLE IV, SECTION 2-39.2 OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED, "ADMINISTRATION; BOARDS, COMMITTEES, AND COMMISSIONS; RECREATION COMMITTEE; COMPOSITION OF THE RECREATION COMMITTEE"

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:

* #183-18 – Authorizing the Issuance of a "New" Inactive ABC Liquor License, 2015-33-006-013, for the 2017-2018 Licensing Term to Café C Roselle Park, LLC

- * **#184-18** – Authorizing the Renewal of Inactive ABC Liquor License 2015-33-006-013 to Café C Roselle Park, LLC for the 2018-2019 Licensing Term
- * **#185-18** – Authorizing the Mayor and Borough Clerk to Execute an Agreement with the County of Union to Modify the Cooperative Agreement Dated June 2014, as Amended July 20, 2017, for Certain Community Development Activities
- * **#186-18** – Accepting a Material Donation in the Form of Three (3) “1,000th Wrestling Win” Signs from the Signorello Family and the Roselle Park Wrestling Club
- * **#187-18** – Approving Insertion of a Clean Communities Program Grant as a Special Item of Revenue in the 2018 Municipal Budget in the Amount of \$20,974.11
- * **#188-18** – Authorizing the Tax Collector to Issue a Veteran’s Property Tax Deduction Credit in the Amount of \$250.00 on Four (4) Properties
- * **#189-18** – Authorizing the Treasurer to Issue One (1) Check Totaling \$1,096.72 Payable to One (1) Lien Holder on One (1) Property and One (1) Check Totaling \$1,000.00 from the Tax Collector’s Premium Account
- * **#190-18** – Approving Insertion of a Alcohol Education and Rehabilitation Fund Grant as a Special Item of Revenue in the 2018 Municipal Budget in the Amount of \$7,469.71
- * **#191-18** – Accepting the Resignation of Katy Andaluz as Municipal Court Administrator
- * **#192-18** – Awarding a Two-Year Contract to Tropical Cleaning Services, LLC for Janitorial Cleaning Services in an Amount Not to Exceed \$37,932.00
- * **#193-18** – Authorizing Settlement of the 2016 and 2017 Tax Appeals Entitled Ceterko, Jeffrey K. & Helen v. Borough of Roselle Park, Docket Numbers: 011091-2016 & 008379-2017, Block 1014, Lot 17, Commonly Known as 328 Bender Avenue
- * **#194-18** – Adopting a Sustainable Land Use Pledge in Connection with Sustainable Jersey Certification
- * **#195-18** – Renewing Certain ABC Licenses for the 2018-2019 Licensing Term
- * **#196-18** – Authorizing an Agreement Between the Borough of Roselle Park, Roselle Park Housing Rehabilitation Program Case No. RP-31, and Carlos Baute for the Improvement of the Property known as Block 1013/Lot 2 (327 Sherman Avenue)
- * **#197-18** – Awarding a Contract to Axon Enterprise, Inc. for Police Fleet Cameras and Year 1 Maintenance Pursuant to New Jersey State Contract #81321 in an Amount Not to Exceed \$43,733.88, plus Subsequent Year Maintenance Agreements Subject to Available Funding

* #198-18 – Appointing Coleen G. Stecher as Part-Time Community Center Desk Person

* #199-18 – Appointing Coleen G. Stecher as an Employee Assigned to Casano Community Center Events and Activities

MAYOR AND COUNCIL COMMITTEE REPORTS / REPORTS OF DEPARTMENTS

- EMS Report for May 2018
- Fire Chief's Report for May 2018
- Treasurer's Report for May 2018
- Municipal Court Report for May 2018
- Community Center Director's Report for May 2018
- Borough Clerk's Report for May 2018
- Mayoral Appointment(s) (No Confirmation from Council Required):
None

WORKSHOP DISCUSSION

Items Carried from Prior Meeting(s):

- Sullivan Property Redevelopment Plan (Mayor Hokanson)

New Items:

- Changes to Borough-Wide Garage Sale Ordinance (Councilman DeIorio)
- Part-Time Seasonal Employees at DPW (Councilman Shipley)
- Economic Development Coordinator Position (Councilman DeIorio)
- Collecting Used Tires (Mayor Hokanson)
- Use of Class II Special Police Officers (Mayor Hokanson)
- Animal Management Plan (Councilman Fahoury)

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 JULY 19, 2018**

ORDINANCES FOR SECOND READING

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. 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. 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. 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 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.

ORDINANCES FOR INTRODUCTION

ORDINANCE NO. 2535

AN ORDINANCE AMENDING CHAPTER III, SECTION 3-9.1 OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED, "POLICE REGULATIONS; PEACE AND GOOD ORDER; PROHIBITIONS"

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey that Chapter III, Section 3-9.1 of the Code of the Borough of Roselle Park be and hereby is amended as follows:

SECTION 1. 3-9.1 Prohibitions.

No person or contractor shall, within the limits of the Borough:

- a. Play, operate or use any television, radio, phonograph or tape equipment or other sound-producing instrument, device or apparatus in such a manner that the sound thereof shall annoy any person or persons or disturb the comfort, rest or repose of any person or persons.
- b. Permit, make or continue or cause to be permitted, made or continued any unnecessary noise, produced by human or mechanical means, which shall disturb the comfort, rest, and repose of any person or persons being in his or their place of abode or at any public or private meeting or at church services.
- c. Keep or harbor any dog or other animal which shall disturb the neighborhood by excessive barking, whining or howling.
- d. Throw or discard any cans, bottles, refuse or garbage of any kind whatsoever into the waters of any pond, stream, lake or river, or upon a public street or public place, or discharge any sewage or waste into the waters or places, or any of them, or pollute the waters in any manner whatsoever.
- e. Throw any papers, sticks, glass, metal or any hard, dangerous or offensive substances upon any sidewalk, street, highway or public place or at any automobile, vehicle, house, building, fence or person.
- f. Participate in any practice, sport or exercise in such a manner so as to annoy, disturb or frighten any person or persons on any sidewalk, street, road, park or other private or public place.
- g. Disrupt or disturb the exercises of any public school or any lawful assembly therein, or interfere with or annoy any child attending such school or any teacher therein.
- h. Intentionally, willfully or maliciously destroy or injure any of the wires, posts, machines, bells, signs, boxes, box or any other apparatus of any fire alarm system or intentionally, willfully or maliciously interfere with the same or any part thereof or hinder or impede any of the operations intended to be accomplished thereby.

i. Hinder, prevent or deter by any device whatsoever any Firefighter or any person from rendering lawful assistance in abating or quenching a fire, or hinder or interfere with any Firefighter going to or returning from any fire or place from which a fire alarm proceeds, or hinder or obstruct any fire engine, hook and ladder truck, hose cart or other fire apparatus going to or from any place from which a fire alarm proceeds or where any building or property may be burning.

j. Interfere with or obstruct a Police Officer (whether a regular Police Officer or Special Law Enforcement Officer), a member of the auxiliary Police of the Civil Defense-Disaster Control Bureau or a member of the First Aid Squad of the Borough, whether in uniform or not, in the carrying out of his duties or functions.

k. Enter or remain upon the land or property of any person without lawful permission to do so.

l. Urinating, expectorating or defecating in a public place, other than a wash room or toilet room, under circumstances where such act is or could be observed by a member of the public situated in or near a public place. The term "public place," for the purposes of the within section is defined as "an area generally visible to the public view and includes but is not limited to streets, sidewalks, bridges, alleys, plazas, parks, driveways, parking lots, automobiles, buildings open to the public and doorways and entrances to buildings or dwellings and the grounds enclosing same."

m. Operate or permit the use or operation of any mechanically powered saws, drills, sanders, grinders and tools, including similar devices outdoors in residential areas.:

1. The following activities shall be expressly permitted and otherwise exempt from the prohibitions set forth in paragraph m., above:

(a) Any person operating mechanically powered saws, drills, sanders, grinders, and tools, including similar devices outdoors in residential areas on Monday through Friday from 7:00 a.m. to dusk.

(b) Any person operating mechanically powered saws, drills, sanders, grinders, and tools, including similar devices outdoors in residential areas on Saturdays, Sundays, and holidays from 8:00 a.m. to dusk.

~~1. Between the hours of dusk and 7:00 a.m., the following day. This paragraph shall not apply to the use of domestic devices in cases of emergency in the interest of public health.~~

~~2. Saturday, Sunday and holidays from 8:00 a.m. prevailing time until dusk.~~

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. 2536

AN ORDINANCE AMENDING CHAPTER II, ARTICLE IV, SECTION 2-34.2 OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED, "ADMINISTRATION; BOARDS, COMMITTEES, AND COMMISSIONS; ENVIRONMENTAL COMMISSION; MEMBERS, TERMS, VACANCIES"

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey that Chapter II, Article IV, Section 2-34.2 of the Code of the Borough of Roselle Park be and hereby is amended as follows:

SECTION 1. 2-34.2 Members; Terms; Vacancies.

a. *Regular Members.*

1. The Commission shall consist of ~~nine (9)~~**seven (7)** members appointed by the Mayor, one of whom shall also be a member of the ~~Planning Board~~ **Municipal Land Use Board** and all of whom shall be residents of the Borough of Roselle Park. Members shall serve without compensation except as hereinafter provided. The Mayor shall designate one (1) of the members to serve as Chairman and presiding officer of the Commission. Members shall be appointed for terms of three (3) years and until the appointment and qualification of their successors- **pursuant to N.J.S.A. 40:56A-1 et seq.**

2. The Mayor or Governing Body may remove any member of the Commission for cause, on written charges served upon the member and after ~~the~~ hearing thereon at which the member shall be entitled to be heard in person or by counsel. A vacancy on the Commission occurring otherwise than by expiration of a term shall be filled for the unexpired term in the same manner as an original appointment.

Reasoning for a removal for cause may include, but shall not be limited to, a continued absence of a member for five (5) consecutive meetings (regular or special meeting) of the Environmental Commission without good cause shown.

b. *Alternate Members.*

1. The ~~Governing Body~~ **Mayor** may appoint not more than two (2) alternate members, to be designated "Alternate No. 1" and "Alternate No. 2."

2. The terms of the alternate members shall be for two (2) years. A vacancy occurring otherwise than by expiration of term shall be filled by the appointing authority for the unexpired term only.

3. An alternate member shall not be permitted to act on any matter in which he has either directly or indirectly any personal or financial interest. An alternate member may, after public hearing if he or she requests one, be removed by the Governing Body for cause.

4. An alternate member may participate in discussions of the proceedings but may not vote except in the absence or disqualification of a regular member. A vote shall not be delayed in order that a regular member may vote instead of an alternate member. In the event that a choice must be made as to which alternate member is to vote, Alternate No. 1 shall vote first.

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. 2537

AN ORDINANCE AMENDING CHAPTER II, ARTICLE IV, SECTION 2-39.2 OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED, "ADMINISTRATION; BOARDS, COMMITTEES, AND COMMISSIONS; RECREATION COMMITTEE; COMPOSITION OF THE RECREATION COMMITTEE"

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey that Chapter II, Article IV, Section 2-39.2 of the Code of the Borough of Roselle Park be and hereby is amended as follows:

SECTION 1. 2-39.2 Composition of the Recreation Committee.

a. The Recreation Committee will consist of seven (7) members appointed by the Mayor, effective January 1, 2008 for the following terms:

1. One (1) member shall be appointed for a term of one (1) year, terminating on December 31, 2008;
2. One (2) member shall be appointed for two (2) years, terminating on December 31, 2009;
3. One (1) member shall be appointed for a term of three (3) years, terminating on December 31, 2010;
4. Two (2) members shall be appointed for a term of four (4) years, terminating on December 31, 2011;
5. Two (2) members to be appointed for a term of five (5) years terminating on December 31, 2012.

b. At the completion of each term, the Mayor shall appoint or reappoint members, **who shall be residents of the Borough of Roselle Park**, for a term of five (5) years, terminating on December 31 of each subsequent year.

c. Any vacancy on the Recreation Committee which occurs during the unexpired term shall be filled by the appointment of an alternate as described in paragraph d. below with Alternate Number 1 being appointed to the first vacancy and Alternate Number 2 being appointed to the next vacancy. These appointments will be for the unexpired term only.

d. The Mayor shall also appoint two (2) alternate members, effective January 1, 2008 for the following terms:

1. Alternate Number 2 for a term of four (4) years terminating on December 31, 2012;
2. Alternate Number 1 for a term of five (5) years terminating on December 31, 2013.

e. At the completion of each term of the alternate members, the Mayor shall appoint or reappoint members, **who shall be residents of the Borough of Roselle Park**, for a term of five (5) years, terminating on December 31 of each subsequent year.

f. An alternate member may participate in discussions of proceedings but may not vote except in the absence or disqualification of a regular member of the Recreation Committee. A vote shall not be delayed in order that a regular member may vote in stead of the alternate member. In the event that a choice must be made as to which alternate is to vote, Alternate Number 1 shall vote.

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.

RESOLUTIONS

RESOLUTION NO. 183-18

WHEREAS, Plenary Retail Consumption License 2015-33-006-013 expired on June 30, 2017; and,

WHEREAS, the licensee, Café C Roselle Park, LLC, submitted verified petitions to the Director of the Division of Alcoholic Beverage Control pursuant to the provisions of N.J.S.A. 33:1-12.18 and N.J.S.A. 33:1-12.39; and,

WHEREAS, the licensee otherwise 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, the licensee has received a special ruling from the Director of the Division of Alcoholic Beverage Control of the State of New Jersey pursuant to N.J.S.A. 33:1-12.18 to issue a “new” license for licensing term 2017-2018; and,

WHEREAS, the licensee has received a special ruling from the Director of the Division of Alcoholic Beverage Control of the State of New Jersey pursuant to N.J.S.A. 33:1-12.39 relating to the renewal of the inactive license for the 2017-2018 and 2018-2019 licensing terms.

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 a “new” license effective July 1, 2017 to expire June 30, 2018, to the following:

PLENARY RETAIL CONSUMPTION LICENSE - \$1,385.00

2015-33-006-013 Café C Roselle Park, LLC
201 South Wood Avenue, Linden, N.J. 07036 (owner’s mailing address)

RESOLUTION NO. 184-18

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

WHEREAS, the following licensee 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, the following licensee has received a special ruling from the Director of the Division of Alcoholic Beverage Control of the State of New Jersey pursuant to N.J.S.A. 33:1-12.39 for the 2017-2018 and 2018-2019 licensing terms.

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 the following inactive license effective July 1, 2018 to expire June 30, 2019:

PLENARY RETAIL CONSUMPTION LICENSE - \$1,385.00

2015-33-006-013 Café C Roselle Park, LLC

201 South Wood Avenue, Linden, N.J. 07036 (owner's mailing address)

RESOLUTION NO. 185-18

WHEREAS, certain Federal funds are potentially available to the County of Union under Title I of the Housing and Community Development Block Grant Act of 1974, as amended, commonly known as the Community Development Block Grant program; and,

WHEREAS, certain Federal funds are potentially available to the County of Union under Title II of the National Affordable Housing Act of 1990, commonly known as the HOME Investment Partnerships program; and,

WHEREAS, substantial Federal funds provided through subtitle B of Title IV of the McKinney-Vento Homeless Assistance Act commonly known as the Emergency Solutions Grants program (ESG) are allocated to prevent homelessness and to enable homeless individuals and families to move toward independent living; and,

WHEREAS, it is necessary to amend an existing Cooperative Agreement for the County of Union and its people to benefit from this program; and,

WHEREAS, it is in the best interest of the Municipality of Roselle Park and the County of Union in cooperation with each other to enter into a modification of the existing Cooperative Agreement pursuant to N.J.S.A. 40A:65-1 et seq.

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 agreement entitled "COOPERATIVE AGREEMENT BETWEEN THE COUNTY OF UNION AND CERTAIN MUNICIPALITIES FOR CONDUCTING CERTAIN COMMUNITY DEVELOPMENT ACTIVITIES," dated June 5, 2014, as amended July 20, 2017 for the Purpose of Inserting a Description of Activities for Fiscal Year 2018-2019 of the Union County Community Development Block Grant program, the HOME Investment Partnerships program, and the Emergency Solutions Grants program (ESG), a copy of which is attached hereto; be executed by the Mayor and Municipal Clerk in accordance with the provisions of law; and,

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon its adoption.

RESOLUTION NO. 186-18

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 Signorello Family and the Roselle Park Wrestling Club in the form of three (3) "1,000th Wrestling Win" signs, to be placed as follows: two (2) of such signs under each side of the existing welcome to/leaving Roselle Park sign on the boarder of the Township of Cranford and the Borough of Roselle Park; and, one (1) of such sign under the existing welcome to/leaving Roselle Park sign at the corner of Faitoute Avenue and West Colfax Avenue.

RESOLUTION NO. 187-18

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, and

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 \$20,974.11 which item is now available as a revenue from the Clean Communities Program Grant pursuant to the provisions of statute, and

BE IT FURTHER RESOLVED, that the like sum of \$20,974.11 is hereby appropriated under the caption of the Clean Communities Program 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. 188-18

WHEREAS, the following properties have been granted a Veteran's Property Tax Deduction for the year 2018 per the Tax Assessor in the amount of \$250.00.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby authorize the Tax Collector to issue a credit in the amount of \$250.00 on the following properties:

<u>Block</u>	<u>Lot</u>	<u>Address</u>	<u>Name</u>	<u>Credit Amount</u>
210	12	400 Seaton Avenue	John Casio, Jr.	\$ 250.00
608	5	28 Warren Avenue	William Cajas	\$ 250.00
909	1	121 Chestnut Street	Fred Bonda	\$ 250.00
1017	37	571 East Grant Avenue	Juan Escalera	\$ 250.00

RESOLUTION NO. 189-18

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 \$1,096.72 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 \$1,000.00 from the Tax Collector's Premium Account.

BOROUGH OF ROSELLE PARK TAX COLLECTOR ANALYSIS OF LIEN REDEMPTIONS 6/21/2018															
	TSC#	BLOCK	LOT	QUAL.	PREMIUM	TOTAL AMOUNT REDEEMED	CERTIFICATE AMOUNT	REDEMPTION PENALTY PERCENTAGE	INTEREST ON CERTIFICATE DATE 6/21/2018	SEARCH FEE	RECORDING FEE	SUBSEQUENT TAXES PAID	INTEREST ON SUBSEQUENTS TO 6/21/2018	6% INTEREST PENALTY	LEGAL FEES
MAS CAPITAL	16-007	210	4.02		\$ 1,000.00	\$ 1,096.72	\$ 328.04	\$ 6.56		\$ 12.00	\$ 43.00	\$ 550.72	\$ 156.40		
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TOTAL					\$ 1,000.00	\$ 1,096.72	\$ 328.04	\$ 6.56	\$ -	\$ 12.00	\$ 43.00	\$ 550.72	\$ 156.40	\$ -	\$ -

RESOLUTION NO. 190-18

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; and,

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 \$7,469.71 which item is now available as a revenue from the Alcohol Education and Rehabilitation Fund Grant pursuant to the provisions of statute; and,

BE IT FURTHER RESOLVED, that the like sum of \$7,469.71 is hereby appropriated under the caption of the Alcohol Education and Rehabilitation Fund 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. 191-18

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 Katy Andaluz from the position of Municipal Court Administrator effective July 27, 2018.

RESOLUTION NO. 192-18

WHEREAS, the Borough Clerk received sealed bids on June 15, 2018 at 10:00 a.m. for Janitorial Cleaning Services.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey, that a contract for Janitorial Cleaning Services be awarded pursuant to Alternate Base Bid "A" and Option #2 of the advertised bid specifications from July 1, 2018 through June 30, 2020 be and is hereby awarded to Tropical Cleaning Services, LLC, 560 Forest Street, Kearny, New Jersey 07032 in an amount not to exceed \$37,932.00.

RESOLUTION NO. 193-18

WHEREAS, an appeal of the real property tax assessment for tax years 2016 & 2017, involving Block 1014, Lot 17 has been filed by the taxpayers, Ceterko, Jeffrey K & Helen; and,

WHEREAS, the Borough of Roselle Park desires to settle the tax appeal for the tax years 2016 and 2017, and the proposed settlement agreement has been reviewed and recommended by the Borough Special Tax Counsel and Tax Assessor; and,

WHEREAS, settlement of said matter as more fully set forth below is in the best interests of the Borough of Roselle Park.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle Park that the tax appeal settlement for the property and tax years herein are hereby authorized as follows:

1. Settlement of the 2016 and 2017 tax appeals are hereby authorized as follows:
328 Bender Avenue

<u>Year 2016</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Requested Tax Court Judgment</u>
Land	\$ 127,500	\$ 127,500	\$ 127,500
Improvements	\$ 208,400	\$ 208,400	\$ 208,400
Total	\$ 335,900	\$ 335,900	\$ 335,900

<u>Year 2017</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Requested Tax Court Judgment</u>
Land	\$ 127,500	\$ 127,500	\$ 127,500
Improvements	\$ 208,400	\$ 208,400	\$ 192,500
Total	\$ 335,900	\$ 335,900	\$ 320,000

2. The provisions of N.J.S.A. 54:51A-8 (Freeze Act) shall be applicable to the assessment on the property for the tax year 2018. The 2018 assessment shall be reduced to the level on the Tax Court Judgment for the 2017 tax year.

3. The Mayor, Borough Clerk and Special Tax Counsel are hereby authorized and directed to execute and deliver such agreements, pleadings stipulations or other documentation as is reasonably necessary and/or appropriate to memorialize the settlement authorized herein.

RESOLUTION NO. 194-18

WHEREAS, land use is an essential component of overall sustainability for a municipality; and,

WHEREAS, poor land-use decisions can lead to and increase societal ills such as decreased mobility, high housing costs, increased greenhouse gas emissions, loss of open space and the degradation of natural resources; and,

WHEREAS, well planned land use can create transportation choices, provide for a range of housing options, create walkable communities, preserve open space, provide for adequate recreation, and allow for the continued protection and use of vital natural resources; and,

WHEREAS, Given New Jersey’s strong tradition of home rule and local authority over planning and zoning, achieving a statewide sustainable land use pattern will require municipalities to take the lead.

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 steps shall be taken with regard to municipal land-use decisions with the intent of making Roselle Park a truly sustainable community. It is Governing Body’s intent to include these principles in the next master plan revision and reexamination report and to update our land-use zoning, natural resource protection, and other ordinances accordingly:

Regional Cooperation - We pledge to reach out to administrations of our neighboring municipalities concerning land-use decisions, and to take into consideration regional impacts when making land-use decisions.

Transportation Choices - We pledge to create transportation choices with a Complete Streets approach by considering all modes of transportation, including walking, biking, transit and automobiles, when planning transportation projects and reviewing development applications. We will reevaluate our parking with the goal of limiting the amount of required parking spaces, promoting shared parking and other innovative parking alternatives, and encouraging structured parking alternatives where appropriate.

Natural Resource Protection - We pledge to take action to protect the natural resources of the State for environmental, recreational and agricultural value, avoiding or mitigating negative impacts to these resources. Further, we pledge to complete a Natural Resources Inventory when feasible to identify and assess the extent of our natural resources and to link natural resource management and protection to carrying capacity analysis, land-use and open space planning.

Mix of Land Uses - We pledge to use our zoning power to allow for a mix of residential, retail, commercial, recreational and other land use types in areas that make the most sense for our municipality and the region, particularly in downtown and town center areas.

Housing Options - We pledge, through the use of our zoning and revenue generating powers, to foster a diverse mix of housing types and locations, including single- and multi-family, for-sale and rental options, to meet the needs of all people at a range of income levels.

Green Design - We pledge to incorporate the principles of green design and renewable energy generation into municipal buildings to the extent feasible and when updating our site plan and subdivision requirements for residential and commercial buildings.

Municipal Facilities Siting - We pledge, to the extent feasible, to take into consideration factors such as walkability, bikability, greater access to public transit, proximity to other land-use types, and open space when locating new or relocated municipal facilities.

RESOLUTION NO. 195-18

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

None

PLENARY RETAIL DISTRIBUTION LICENSES - \$931.00

None

CLUB LICENSES - \$132.00

2015-31-018-001 West End Community Center, 205 W. Clay Avenue, Roselle Park, NJ 07204

RESOLUTION NO. 196-18

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby authorize an agreement between the Borough of Roselle Park, Roselle Park Housing Rehabilitation Program Case No. RP-31, and Carlos Baute for the improvement of the property known as Block 1013, Lot 2 (327 Sherman Avenue).

RESOLUTION NO. 197-18

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 Axon Enterprise, Inc., 17800 North 85th Street, Scottsdale, Arizona 85255, for Police Fleet Cameras and Year 1 Maintenance pursuant to New Jersey State Contract #81321 in an amount not to exceed forty-three thousand seven-hundred thirty-three dollars and eighty-eight cents (\$43,733.88); and,

BE IT FURTHER RESOLVED that a maintenance agreement may be exercised for the upkeep and update of the Police Fleet Camera system in Years 2 through 5 by the Borough of Roselle Park, subject to funding availability, in the following amounts:

Year 2: Seventeen-thousand six hundred twenty-eight dollars (\$17,628.00)

Year 3: Seventeen-thousand six hundred twenty-eight dollars (\$17,628.00)

Year 4: Seventeen-thousand six hundred twenty-eight dollars (\$17,628.00)

Year 5: Seventeen-thousand six hundred twenty-eight dollars (\$17,628.00)

BE IT FURTHER RESOLVED that the Mayor, Borough Clerk, and Chief of Police are authorized to sign any and all documentation in furtherance of the aforementioned contract.

RESOLUTION NO. 198-18

WHEREAS, a vacancy exists in the position of Part-Time Community Center Desk Person 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 Coleen G. Stecher for the position of 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 Coleen G. Stecher of 209 Sheridan Avenue, Roselle Park, New Jersey 07204 be and is hereby appointed to the position of Part-Time Community Center Desk Person of the Borough of Roselle Park at \$10.16 per hour effective immediately.

RESOLUTION NO. 199-18

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey hereby appoint Coleen G. Stecher of 209 Sheridan Avenue, Roselle Park, New Jersey 07204 to Casano Community Center Events and Activities for the flat rate of \$60.00 for five (5) hours, with each additional hour over five (5) hours to be paid \$10.00 per hour effective immediately.