

Regular Meeting of Mayor and Council May 4, 2006

PRESENT: Mayor DeIorio; Councilmembers Harms, Matarante, Zeglarski, Rubilla and Dinardo; Borough Attorney Bill Lane; and Borough Engineer Ed Dec

ABSENT: Councilman Badillo

Mayor DeIorio called the meeting to order at 7:34 p.m. and said it is being held in accordance with the Open Public Meetings Act and adequate notice of this meeting has been provided as required by law.

All contracts awarded by Mayor and Council must comply with the affirmative action requirements of P.L. 1975, C172. (NJAC 17:27).

As required by the Fire Prevention Code, he indicated the fire exits and procedure to be followed in case of fire.

Borough Clerk Doreen Cali read a short prayer followed by the Pledge of Allegiance.

PRESENTATION BY ASSEMBLYMAN ERIC MUNOZ

- Assemblyman Munoz distributed copies of Governor John Corzine's budget and brief for the fiscal year 2007 to members of Council.
- He said the budget was not popular in the 21st District and stated that the budget is about 31 billion dollars. He said municipal aid and school aid are flat and there are a lot of new taxes.
- Sales tax will increase from 6 to 7 percent, taxes will be added to gym memberships, hair salons and prescriptions.
- The State sends a lot of money to Abbot Districts or underserved areas and ignores the middle class.
- A big complaint is that 1 out of 10 New Jerseyans or 1/10th of the population is on a State Pension.

Mayor DeIorio said the budget and brief is approximately 100 pages and suggested that after Councilmembers read it that they contact Assemblyman Munoz with their comments and opinion. He stated the entire budget was available to review on line and encouraged everyone to take a look at it.

COMMUNICATIONS & PETITIONS

Councilman Rubilla moved the following communication; seconded by Councilman Harms, all members voting Aye, said motion was adopted.

- Church of the Assumption announcing their St. Anthony's Feast on June 8th, 9th, 10th, 11th and seeking donations. Mayor DeIorio instructed the Borough Clerk to look into Council's past practice using the Sunshine Fund.

REPORT & RECOMMENDATIONS OF MAYOR

- Mayor DeIorio suggested creating a fire fund in the Borough to help victims in need. He said this will not only assist the recent victims but will allow the Borough to be prepared to help others in the future. He said a resolution would be needed to create a trust account and then donations could be solicited. Mayor and Council agreed to have a resolution prepared for the May 18th meeting and stated that information will be available on the internet for anyone wishing to contribute.
- Received request from a resident for permission to use the gazebo at Michael Mauri Park sometime during the month of May to conduct a Miracle Makeover offering spiritual encouragement for anyone wishing to participate.

Councilman Harms moved to approve use of the gazebo contingent on availability and approval from the Police Department; seconded by Councilman Matarante, all members present voting Aye, said motion was adopted.

MOTION TO SUSPEND THE READING OF COMMUNICATIONS

Councilman Rubilla moved to suspend the reading of communications; seconded by Councilman Harms, all members voting Aye, said motion was adopted.

APPROVAL OF MINUTES, PENDING ANY CORRECTIONS

Councilman Rubilla moved to approve the following minutes pending any corrections; seconded by Councilman Harms, all members voting Aye, said motion was adopted.

- Special Meeting: April 04, 2006
- Regular Meeting: March 16, 2006
- Executive Meeting: April 06, 2006
- Closed Session: February 16, 2006
- Closed Session: March 02, 2006
- Closed Session: March 16, 2006
- Closed Session: April 06, 2006

APPROVAL OF TREASURER'S & DEPARTMENT HEAD REPORTS

Councilman Rubilla moved to approve the following reports; seconded by Councilman Harms, all members voting Aye, said motion was adopted.

- Treasurer's Report: February 28, 2006
- Karen Intile: April 6, 2006 to May 3, 2006
- Chief Wielgus: for April 2006

PAYMENT OF BILLS

The following routine bills listed on a consent agenda were offered by Councilman Rubilla; seconded by Councilman Matarante.

| | |
|---------------------------|---------------------|
| Current Fund | \$413,490.41 |
| Federal State and Grants | 13,280.64 |
| General Capital | 17,300.92 |
| Sewer Utility Operating | 15,555.02 |
| Recreation Trust Account | 129.19 |
| Other Trust | 1,702.51 |
| Animal Control Trust | 2,055.77 |
| HUD Trust Account | 938.18 |
| Public Assistance II Fund | 71.00 |
| Total Bill List: | <u>\$464,522.64</u> |

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Roll called, all members voting Aye, said resolutions were adopted.

PROCLAMATIONS/CERTIFICATES

Certificates:

- Jonathan Mikhaylov – Boys & Girls Club “Buddie of the Year”
- Juan Carlos Roa – Boys & Girls Club “Junior of the Year”
- Prabal Singh – Boys & Girls Club “Sportsman of the Year”
- Ramon Pardo – Boys & Girls Club “Merit Award Winner”
- Jennifer Troya – “Outstanding Academic Achievement Award”
- Adriana Acosta – “Outstanding Academic Achievement Award”

Proclamations:

- Roselle Park Web Site
- Municipal Clerk’s Week
- International Children’s Day
- National Day of Prayer

REPORT OF DEPARTMENTS

Borough Engineer – Ed Dec:

- Three road reconstruction projects will begin this month and will be completed by the end of July.

Borough Clerk – Doreen Cali:

- Licensing fees in the amount of \$1,668.30 was collected for the month of April.
- Alcohol Beverage Licenses renewal date June 30, 2006.
- Receipt of \$250.00 from Mona Lisa Restaurant for a table at the 4th of July Celebration.
- Receipt of \$1,000.00 from Ford World for 4th of July Sponsorship.
- 37 boxes of records approved by the Division of Archives Records Management for destruction have been removed from storage and tagged for disposal. She thanked Frank Wirzbicki for the SLAP Workers assistance in the storage area.
- Requested thank you proclamations for donations to Donato Florist for a plant, Mae's Place for a plant and Newark Paint for their donation of 10 gallons of paint.
- Upcoming Meeting: May 16, 2006 Special Meeting 6:00 p.m.
Finance & Administration
May 18, 2006 Regular Meeting 7:30 p.m.
May 24, 2006 Underage Drinking Town Hall Mtg. 6:30 p.m.

Police Department – Lt. Paul Morrison reported for Chief Warren Wielgus:

- Attended a dinner for the Roselle Branch of the NAACP.
- Attended PBA negotiations with the Labor Attorney where the PBA expressed what they were looking for in their contract. Discussed several PBA grievances that may be settled without having to go before an arbitrator.
- Attended with the Mayor the annual Boys and Girls Club Youth of the Year Awards dinner.
- Attended a tournament at Brookdale Community College with Mayor DeIorio that was sponsored by Park Karate.
- Police Department will be holding their semi-annual firearms qualifications the last week of the month. Officer John Skebeck will become a County Range Master in the fall this year. He is the first from the Roselle Park Police Department and is the most qualified for the position.
- Advised Council that he was appointed the Board of directors for DARE New Jersey and will soon be appointed to the DARE USA board. Attended DARE graduation at the High School last week with Mayor DeIorio and Councilman Harms. He said Officer Brueninger is well like by the teachers and the students. Two more Police Officers will be trained in the DARE program later this month.
- Thanked Mayor and Council for their support and allowing him to participate in the duties of State President.

DPW – Frank Wirzbicki:

- Litter Baskets are emptied twice a week through the Borough.
- Cardboard picked up for business only every other Tuesday.
- White goods are picked up daily Monday – Friday by appointment only.
- Street sweeper out 5 days a week, one crew picking up debris five days a week

- Rainy days brooks, sanitary lines are checked throughout the Borough and tops of basins are cleaned.
- SLAP worked with the department the whole month of April cleaning parking lots on Chestnut Street, playgrounds center islands on Westfield Avenue, parking lots behind Webster Gardens, railroad embankments between Locust, Chestnut, library and under all bridges.
- Camera was used on the sanitary sewer line at 313 Bender Avenue, no obstruction was found to the Borough line and line was flushed out.
- Grass cutting started this week.
- Black topping throughout the Borough is being done; surface mounted delineation's were installed on E. Grant and Pershing Avenue.
- Removal of a large limb at 124 Bender Avenue was removed and half split pear tree on the corner of Madison Avenue and Bender Avenue was removed.
- Light bulbs were changed in the Tax Office and Police Headquarters.
- Welcome to Roselle Park sign on W. Westfield Avenue has been painted and Mayors lettering has been redone.

Administrative Assistant – Karen Intile:

- Received quotes for installing an alarm system from Triad Security Systems, Supreme Security Systems and United Federated Systems.
- Received estimates from three different companies with regards to replacing the ceiling and the floor of the center. Ed Dec is reviewing the estimates as to whether the work is comparable from each company.
- Tax counseling for the Elderly (TCE) provided free tax assistance to older individuals in our community at the center. Trained volunteers helped 112 persons age 60 and older in preparing their income tax returns this year.
- The Cruisin' Night Car Shows are tentatively scheduled for Saturday, June 24th and Saturday, September 30th.
- Amalgamated General Agencies donated \$500.00 towards the July 4th Fireworks Program. Guarriello and Dec Associates have donated \$500.00 to the car shows and \$100.00 for sponsorship was received Colline Brothers, The Sun Tavern, JDS Cycle Parts, Inc., STS Somerset Tire Service and LaCatena Restaurant.
- Grucci would be honored to do the 4th of July Fireworks display but will not do it for less then \$20,000 plus host site rider costs. She said Castiglione and Legion Fireworks are available for that date.
- The air-conditioning is being repaired in the Seniors in Motion Van.
- 150 Douglas Fir Seedlings from the New Jersey Forestry Program were given out to the school children on Friday, April 28th at an Arbor Day Celebration at the Robert Gordon Elementary School. She said during that celebration a "Flowering Pear" tree donated by the Borough was planted on the grounds and students from the high school planted six of the twenty Green Ash trees received from the New Jersey tree Foundation in the backyard of the Casano Community Center. She said the remaining fourteen trees will be planted in various parks in town and stated she is sending progress reports on the twenty Green Ash trees to the NJ Tree Foundation.

- Elaine Weaver has requested and received permission to use the Casano Community Center for a Cooking/Nutrition class for kindergarten students and their parents called “Kindercookin”.
- The Robert Gordon 5th Grade Picnic is scheduled to be held at the Casano Community Center on Thursday, June 8th, from 10:00 a.m. to 3 p.m.
- Narcotics Anonymous has decided to rent the Casano Community Center for several meetings and dances held through the year and have agreed to pay the sum of \$200.00 for five hours and \$50.00 for each additional hour.
- The Roselle Park Community Center Association in joint collaboration with The Friends of the Roselle Park Veterans Memorial Library is sponsoring a “Musical May Ice Cream Parlor Day” on Saturday, May 6th from 1 to 4 p.m. She said the center will be serving ice cream delights for donations only and Harvey James and his three piece band will be giving a free concert.
- The Casano Community Center has received a donation from the Roselle Park/Roselle Rotary Club of a defibrillator. She is waiting to hear from Chief Wielgus or Sgt. Iungerman regarding set up and training.
- The Roselle Park Boys and Girls Club has requested the use of the Casano Center yard for some summer programs and have also requested a date for their Annual “Adopt a Grandparent” Day.
- Schering Corporation has again graciously donated \$5,000.00 to the Shuttle Program.
- Stated the Senior Citizen Social Services Union County Block Grant that funds repairs to the senior citizen vehicles has no money left in the line item of maintenance of equipment which includes fuel. She said she was moving money from the salary line item to the maintenance line item.
- Requested direction on what Mayor and Council would like to do with regards to spending money for the 4th of July Celebration for decorating the town for the winter holidays and for parade costs.
- Reported that only one electrical outlet on the ceiling of the gazebo was working and requested that the others be repaired prior to the June 24th car show.

PASSAGE OF ORDINANCES

Second Reading and Public Hearing

An Ordinance (#2171) entitled, “AN ORDINANCE TO AMEND ORDINANCE NO. 1637, CHAPTER 75, SECTION 3, OF THE CODE OF THE BOROUGH OF ROSELLE PARK SETTING LICENSE FEES FOR LIQUOR ESTABLISHMENTS WITHIN THE BOROUGH OF ROSELLE PARK”, was brought up and read by title only on its second reading and public hearing.

Councilman Rubilla moved to open the public hearing on Ordinance #2171; seconded by Councilman Harms and adopted.

There being no one wishing to speak, Councilman Rubilla moved to close the public hearing; seconded by Councilman Harms and adopted.

Councilman Rubilla moved that Ordinance #2171 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Harms, all members present voting Aye, said ordinance was adopted.

PUBLIC COMMENT

Councilman Rubilla moved, at 8:30 p.m., to open the public comment portion of the meeting; seconded by Councilman Harms and adopted.

Paul Endler, 143 E. Grant Avenue, addressed:

- Reminder that the Memorial Day service and parade was coming up and invited Mayor and Council to participate in those services. He said on Monday, May 29th, at 10:00 a.m. the parade will begin at Sherman School and will end at the Roselle Park Veteran's Library with a Memorial Service at 11:00 a.m. He said May was also the Veteran's Poppy Drive and urged everyone to participate by purchasing a poppy.

Jacob Magiera, 612 Sheridan Avenue, addressed:

- Said it was nice of Assemblyman Munoz to come and address the State budget.
- Newspaper article stated that no money was paid into the pension fund since 1997 and the State has 12 billion dollar shortfall.
- Tree on the corner of Sheridan and W. Lincoln Avenue has a dead limb hanging above the stop sign.
- At the last meeting there was the mention of doing something on E. Colfax Avenue regarding sun glare. He said there are very high hedges that obstruct the view of oncoming traffic coming from E. Colfax Avenue toward Walnut Street and said there was dirt obstructing the sidewalk caused by the new house being built.
- A Union County vacuum truck was cleaning out the storm sewers on E. Lincoln Avenue and asked if the Roselle Park Department of Public Works had a program.
- Mr. Magiera stated that the Sewer Department should not be privatized.
- Spoke with School Superintendent Mr. Spagnoletti regarding the importance of children wearing helmets when riding bicycles and skateboards and was told he would look into it.
- United States corporations who outsource jobs to other countries should continue to pay federal income tax and social security for the jobs lost in the United States of America.
- The eagle ornament was still missing from the top of the flagpole.
- Said the Fire Department did a great job fighting a fire on Warren Avenue and said they kept it from becoming much more serious than it could have been.
- At the April 10, 2006 meeting of the Union County Air Traffic & Noise Advisory Board it was stated that jet air noise is a quality of life issue and not a political issue and thanked Congressman Ferguson for being the voice of Union County in Washington.

Michael Peterson, 45 E. Colfax Avenue, addressed:

- Said energy conservation was a very important issue and spoke of the awards recently given out by Union County to school children for their essays on Shade Tree and the environment.
- Said the bike path looked beautiful and he and several residents have volunteered to water the newly planted area. He said it was a lovely place and hoped that benches would soon be put up there for people to sit.
- Suggested having the DPW regularly check the storm drains to make sure they are being kept clean.
- Responded to Councilman Rubilla on how long he has been a resident of Roselle Park. He said he moved to the Borough in 2003 and did not feel there should be a residency requirement for speaking. He said he loved Roselle Park and bought his home intending to retire here and felt his involvement spoke well of this dedication to Roselle Park.

Kevin Murphy, 115 Pershing Avenue, addressed:

- Withdrew his bid for work at the Anthony Signorello Youth Center. He said he mistakenly received a quote from a competitor on his business FAX and since he knew the amount he felt it would be dishonest for his company to bid.
- He asked Councilman Dinardo to look into the ownership of several properties on Pershing Avenue. He said the owners of those properties have let them run down with high grass and broken windows. He said the area looks like a pig's dive and the neighbors are asking what is happening. Mayor DeIorio said Mr. Murphy would get a written response to his inquiry.

Robert Zeglarski, Sr., 521 Chester Avenue, addressed:

- Said he was sorry Mrs. Decker was not there because he had some questions about the budget. He asked if he should address his questions to the Finance Chair or the Mayor. Mayor DeIorio said he should make his statements for the record.
- Questioned Sheet 4 of the budget line item #08113 and why there were no entries. He asked where he could find interest on investments and deposits. Mayor DeIorio said if Council did not have the answers to his questions this evening a response will be provided in writing. Mayor DeIorio said that line item may not exist or be listed on the revenue side of the budget.
- Questioned Sale of Municipal Assets and if that pertained to selling sewer rights to Schering Plough. He said that money was drawn down due to certain capital projects and asked if the Borough planned on selling more sewer rights. Mayor DeIorio said there was no intention to sell more sewer rights. Mr. Zeglarski asked if Council knew the balance in that account and Mayor DeIorio said he did not have the exact figure but it was less than a million. He said the anticipated sale of assets considers the redevelopment plan Council is considering this year for Westfield Avenue which is a one time project.

- Questioned Sheet 27 the debt service portion of the budget which the Mayor stated is going down. He pointed out that over \$3,000.00 of that has to do with interest of bonds going down. Mayor DeIorio noted that some of the bond debt has expired.
- Questioned Sheet 36B the capital budget and in column 5 Council is authorizing a debt authorization of \$452,000.00. He asked if that was correct and Mayor DeIorio said the debt service is not authorized until the actual financing is secured. He said the capital budget is a plan and indicates the intent of the Governing Body to appropriate dollars to secure funding for different capital purchases and does not necessarily mean this year.
- Questioned Sheet 35 on December 31, 2004 the budget document issued indicated a surplus of \$2,322,000.00. He said the Borough then appropriated \$1,220,000.00 from surplus into the 2005 revenue. He said on December 31, 2005 the budget document also indicates a surplus of \$2,238,000.00 which means that the Borough generated \$1.1 million dollars in surplus. He asked how that money was generated and noted that the same amount of surplus money was appropriated for 2006. He asked Council if the 2006 budget will generate another million dollars. Mayor DeIorio said they do not know what the surplus regenerated will be. He said there is cash surplus and non-cash and the amount he sees is compromised of those two items.

There being no one else wishing to speak, Councilman Rubilla moved to close the public comment portion of the meeting; seconded by Councilman Matarante and adopted.

Mayor DeIorio responded to questions from the audience:

- He said the storm water sewers in the streets are separate and distinct from the sanitary storm system that is Rahway Valley and Joint Sewer and stated that the sewer rate would not be affected. Borough Engineer Ed Dec said he was correct and also stated that the Borough does have a program for cleaning the storm sewers which was formulated by the Public Works Supervisor and continues throughout the year.
- Mayor DeIorio regarding the question about surplus had requested that Mrs. Decker provide him with a response. He read her response “Keep in mind that the only surplus that can be appropriated as revenue in the budget is “cash surplus” which is less than \$2 million. As of December 31, 2004 the Borough had a cash surplus of \$1,737,455.23 and from that used \$1,220,000.00 as revenue in the 2005 budget. As of December 31, 2005 the Borough had a cash surplus of \$1,758,768.24 and again used \$1,220,000.00 as revenue in the 2006 budget. If you used beyond the \$1,220,000.00 you could run the risk of not regenerating the surplus position back to what it has been at year end and then you would not have the \$1,220,000.00 to appropriate in future years thereby creating a reduction in revenues and creating an increase in the amount to be raised by taxation in other words a tax increase. The amount of surplus being used this year is financial prudent based on the Borough’s history of year end surplus and the amount of surplus used in recent budgets. Using anything beyond the \$1,220,000.00 could impact the availability of future surplus balances thereby creating a potential for a tax increase to the public”.

PASSAGE OF ORDINANCES – (Con't)

An Ordinance (#2172) entitled, “AN ORDINANCE TO ESTABLISH THE REGULARTION OF THE SALE OF PURCHASE OF USED JEWELRY, USED ELECTRONIC DEVICES, USED AUTO PARTS AND USED METALS”, was brought up and read by title only on its second reading and public hearing.

Councilman Rubilla moved to open the public hearing on Ordinance #2172; seconded by Councilman Matarante and adopted.

There being no one wishing to speak, Councilman Rubilla moved to close the public hearing; seconded by Councilman Harms and adopted.

Councilman Rubilla moved that Ordinance #2172 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Harms, all members present voting Aye, said ordinance was adopted.

An Ordinance (#2173) entitled, “AN ORDINANCE TO AMEND CHAPTER 105 (EXCAVATION OF STREETS) OF THE CODE OF THE BOROUGH OF ROSELLE PARK, TO PRESCRIBE PROCEDURES FOR STREET EXCAVATIONS, OBSTRUCTIONS AND OPENINGS, AND TO REVISE OTHER PROVISIONS OF SAID CHAPTER”, was brought up and read by title only on its second reading and public hearing.

Councilman Rubilla moved to open the public hearing on Ordinance #2173; seconded by Councilman Matarante and adopted.

There being no one wishing to speak, Councilman Rubilla moved to close the public hearing; seconded by Councilman Matarante and adopted.

Councilman Rubilla moved that Ordinance #2173 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Harms, all members present voting Aye, said ordinance was adopted.

An Ordinance (#2174) entitled, “AN ORDINANCE AMENDING CHAPTER 128 OF THE CODE OF THE BOROUGH OF ROSELLE PARK REGARDING LAND USE”, was brought up and read by title only on its second reading and public hearing.

Councilman Rubilla moved to open the public hearing on that Ordinance #2174; seconded by Councilman Matarante and adopted.

There being no one wishing to speak, Councilman Rubilla moved to close the public hearing; seconded by Councilman Harms and adopted.

Councilman Rubilla moved that Ordinance #2174 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Harms, all members present voting Aye, said ordinance was adopted.

An Ordinance (#2175) entitled, "AN ORDINANCE INCREASING THE MAXIMUM FINE WHICH THE MUNICIPAL COURT CAN ASSESS ON AN ORDINANCE VIOLATION", was brought up and read by title only on its second reading and public hearing.

Councilman Rubilla moved to open the public hearing on Ordinance #2175; seconded by Councilman Harms and adopted.

There being no one wishing to speak, Councilman Rubilla moved to close the public hearing; seconded by Councilman Harms and adopted.

Councilman Rubilla moved that Ordinance #2175 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Matarante, all members present voting Aye, said ordinance was adopted.

RESOLUTIONS

The following routine resolutions, listed on a consent agenda, were offered by Councilman Rubilla and seconded by Councilman Matarante, all members present voting Aye, said resolutions were adopted.

RESOLUTION NO. 83-06

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, in the County of Union, that the resignation of Holly Blessing from the position of Dispatcher in the Roselle Park Police Department, effective April 26, 2006 be and is hereby accepted.

RESOLUTION NO. 84-06

WHEREAS, Karl Krynicki, Equipment Operator for the Department of Public Works, of the Borough of Roselle Park has requested an unpaid leave of absence under the Family Medical Leave Act from March 13, 2006 to June 2, 2006; and

WHEREAS, the Mayor and Council of the Borough of Roselle Park desire to make clear the terms of Karl Krynicki's leave for the purpose of record keeping;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that Karl Krynicki be and is hereby granted unpaid leave of absence under the Family Medical Leave Act effective March 13, 2006 to June 2, 2006.

RESOLUTION NO. 85-06

WHEREAS the Borough of Roselle Park owns approximately 2 acres of land known as Lot 1 in Block 506, within the Borough of Roselle Park, and.

WHEREAS in 1974, the Borough developed a Youth Baseball Field Complex at lot 1 in Block 506 for recreational use by Borough residents. The Complex had been in continuous use since that time and represents a significant recreational resource of the Borough. The Youth Baseball Field Complex includes two baseball fields: Wolf Field and Adase Field, and

WHEREAS as a result of environmental investigations performed by the US Environmental Protection Agency (USEPA) in 2000, 2001 and 2005, the USEPA and the New Jersey Department of Environmental Protection (NJDEP) required that Wolf Field be closed to public use. Additionally, the USEPA and NJDEP have allowed public access to continue at Adase Field for a limited period of time pending further investigation and remediation of Adase Field, and

WHEREAS the closure of Wolf Field has adversely impacted the recreational opportunities for the citizens of the Borough. The Youth Baseball Field Complex has become an underutilized property due to historical discharges associated with historical commercial/industrial operations, and

WHEREAS to address the findings of the USEPA, the Borough retained the services of ERM, Inc. on March 16, 2006 by Resolution 63-06.

NOW THEREFORE BE IT RESOLVED on this 4TH day of May, 2006, the Borough of Roselle Park, upon completion of an investigation and remediation of the Youth Baseball Field Complex and acceptance of the investigation and remediation by the NJDEP, is planning to redevelop the Youth Baseball Field for recreational use by Borough residents.

BE IT FURTHER RESOLVED that the Mayor and Town Clerk be and are hereby authorized to execute any and all documents necessary to effectuate above documents.

RESOLUTION NO. 86-06

BE IT RESOLVED that Resolution No. 146-04, adopting a policy for the prevention of alcohol misuse and prohibited drug use in transit operations, be and is hereby amended to delete the following language in Section III.A.:

- Delete: 1. Kathleen Doyle
2. Tina Petersen
3. Willie Williams
4. Christine Young

and replaced with the following job title pursuant to policy: Bus Drivers.

Councilman Rubilla moved the following resolution and seconded by Councilman Matarante. Councilmembers Harms, Matarante and Rubilla voting Aye; Councilmembers Zeglarski and Dinardo voting No. There being three affirmatives and two negatives, said resolution was adopted.

RESOLUTION NO. 79-06

BE IT RESOLVED, that Resolution No. 24-06, authorizing the award of a contract for Professional Services to Linda Niedweske, Esquire of the firm Niedweske Barber, P.C. in the amount of \$8,000.00, is hereby amended to increase the maximum amount specified for legal consulting and labor relations matters to an amount not to exceed \$18,000.00 for the year 2006.

Councilman Rubilla moved the following resolution and seconded by Councilman Matarante, all members present voting Aye, said resolution was adopted.

Mayor DeIorio thanked Schering Plough Corporation for their donation to the New Jersey Commuter Shuttle Bus Program. He said the program has been highly successful and Roselle Park will be the recipient of a second commuter shuttle this year.

RESOLUTION NO. 80-06

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the donation of \$5,000 from Schering Corporation for the purchase of NJT Commuter Shuttle Program be and is hereby accepted.

Councilman Rubilla moved the following resolution and seconded by Councilman Zeglarski, all members present voting Aye, said resolution was adopted.

Councilman Matarante thanked the people and companies that having been donating and stated that the Borough has collected \$5,100.00 in donations towards the fireworks.

RESOLUTION NO. 81-06

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the following donations for the Fourth of July Fireworks be and are hereby accepted.

| | |
|----------------------------------|------------|
| Suburban Disposal, Inc. | \$1,000.00 |
| Niedweske Barber, P.C. | \$1,000.00 |
| Amalgamated General Agencies | \$ 500.00 |
| Sun Tavern | \$ 500.00 |
| Sarino's Auto Body | \$ 100.00 |
| Parkway Ford | \$1,000.00 |
| Independence Community Bank | \$ 500.00 |
| Johnstone, Skok, Loughlin & Lane | \$ 500.00 |

Councilman Rubilla moved the following resolution and seconded by Councilman Matarante, all members present voting Aye, said resolution was adopted.

Mayor DeIorio said this authorization provides the Borough with the first step in proceeding with the preliminary energy survey. He said Honeywell will have authorization to give the Borough information as to where money can be saved through energy conservation methods in Borough buildings. He thanked Mr. Magiera for being a consistent avocet for energy conservation and said the Borough looked forward to the outcome.

RESOLUTION NO. 82-06

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that Honeywell be and is hereby authorized to proceed with a preliminary survey/study of Roselle Park's operational systems to review facilities current conditions and identify cost saving opportunities at no cost to the Borough.

MATTERS FOR REFERRAL

Councilman Matarante:

- Thanked the Recreation Department and all of the volunteers who helped with the roller hockey rink last Saturday.
- Announced that the Dad's Club Annual Golf Tournament is Sunday May 21st. He said anyone wishing to play or sponsoring the outing should contact Kenny Iachio.
- Gave a report on the Joint Sewer Meeting and stated there were several litigation matters and hoped they might provide some relief to communities. He said they are currently in negotiation to leasing land space in Elizabeth. He said they are looking to increase their revenues.

Councilman Harms:

- Requested certificates of recognition for Janet Papcheck and her students for their participation and hard work in the bike path cleanup project. He said it was well attended by neighborhood residents and thanked the Councilmembers who participated. He thanked the residents who decided to donate some of the plants they purchased for their own personal use.

Councilman Zeglarski:

- Said he attended Earth Day which was a great event and he would like to do that in more wards. He said it was also great to bond with residents he has not seen in awhile and thanked all those involved.
- He said he was going to recommend a discussion regarding the 311 dialing information system but in his discussion with the company was told it would cost in the neighborhood of \$150,000.00.
- He said any resident that feels they have a feral cat problem in their area should contact him. He said he will contact the Humane Society who will be more than happy to send traps to deal with the issue. Borough Clerk Doreen Cali said she called the Board of Health and went on line to price traps. She said the cost to purchase a trap is \$49.00 and the ASPCA charges a \$65.00 deposit and \$4.24 per day. She said she spoke with the Humane Society who will come pickup the animal and return the trap to the Borough. She said the Borough has purchased two traps and if they work out the residents will not have to pay any money. Councilman Zeglarski thanked her for her time and work and said he knows the residents appreciate it.

Councilman Rubilla:

- Said he sat in at the Union County League of Municipalities Mayor's Meeting where he brought up the subject of shared services. He said he was given the name of Dan Mason who owns a consulting company and if you contract with him he will tell you

what towns you can piggyback with, what they can share and how much money will be saved. He suggested discussing it further at a committee meeting.

- He said on May 2nd he spoke with Roger Thomson from the Department of Transportation regarding the painting of the bridges and said Mr. Thomson promised to get back to him within 5 business days.
- Apologized for asking how long Mr. Peterson lived in town saying he did not mean any disrespect and was not questioning his contribution to the town. He said it felt like more than a coincidence that Mr. Peterson has been attending televised Council meetings since becoming a political candidate.
- Commended Councilman Badillo, the Fire Department and the participants from other local Fire Departments on the way they handled a recent fire that left 3 families temporarily homeless. He especially wanted to recognize Joe Balomo, otherwise known as Joe the Barber, for offering his shop as a staging area during the crisis.

Mayor DeIorio:

- Thanked Park Karate for their invitation for him and the Police Chief to attend their annual tournament. He said it was well attended and at the opening ceremonies they gave him and the Police Chief an honorary black belt which is incased in class so he cannot take it out. He thanked Vince Ramondi and Park Karate for inviting him.
- On May 24th in Council Chambers Roselle Park will be hosting an open discussion on Underage Drinking which is part of a County wide effort through Prevention Links to prevent substance abuse.
- Reported on a follow up conversation with Ms. Decker regarding the number of hours that she has put into the Municipal Budget. He said she has alerted him that she has exceeded the number of hours and has asked the Governing Body to consider an extension if they wish to consider her services. He asked Council to consider that resolution for the next meeting and stated it was taking longer due to the Borough's request for extraordinary aid from the State.

MOTIONS

Councilman Rubilla moved that a raffle license be granted to the Roselle Park Community Center Association for an on-premise 50/50 raffle to be held June 24, 2006 and September 30, 2006; seconded by Matarante and adopted.

Councilman Rubilla moved that a raffle license be granted to the Robert Gordon PTA for an on-premise 50/50 raffle to be held on May 18, 2006; seconded by Councilman Matarante and adopted.

Mayor DeIorio read the Closed Session resolution and said Council would be discussing the following matters:

- Litigation – The Borough of Roselle Park vs. Blackstone
- Request for an administrative hearing appealing the administrative order from the DEP

INTERRUPT THE REGULAR ORDER OF BUSINESS

Councilman Harms moved to interrupt the regular order of business for a closed session meeting; seconded by Councilman Rubilla and adopted.

RESUME THE REGULAR ORDER OF BUSINESS

Councilman Harms moved to resume the regular order of business; seconded by Councilman Rubilla and adopted.

Mayor DeIorio said during closed session Council discussed matters pertaining to:

- Litigation – The Borough of Roselle Park vs. Blackstone
- Request for an administrative hearing appealing the administrative order from the DEP

Councilman Harms moved to settle the civil penalty assessed for the amount of \$2,500.00 which will be contributed by the firm of Guarriello and Dec; seconded by Councilman Matarante.

Roll called, all members voting Aye, said motion was adopted.

There being no further business to come before the meeting, Councilman Harms moved to adjourn; seconded by Councilman Matarante and adopted.

Attest:

Borough Clerk