

Regular Meeting of Mayor and Council July 20, 2006

PRESENT: Mayor DeIorio; Councilmembers Badillo, Harms, Matarante, Zeglarski and Dinardo; Borough Attorney Bill Lane

ABSENT: Councilman Rubilla (illness)

Mayor DeIorio called the meeting to order at 7:32 p.m. and said it is being held in accordance with the Open Public Meetings Act and adequate notice of this meeting has been recorded as required by law.

All contracts awarded by Mayor and Council must comply with the affirmative action requirements of P.L. 1975, C.172. (NJAC 17:27).

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

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

COMMUNICATIONS & PETITIONS

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

- Request for permission to conduct a Block Party on the 400 block of Hemlock Street on Saturday, July 29, 2006 with a rain date of July 30, 2006.

Councilman Matarante moved the following communication; seconded by Councilman Badillo, all members present voting Aye, said motion was adopted.

- Request for permission to conduct a Block Party on the 300 block of Hemlock Street on Saturday, August 19, 2006.

REPORT AND RECOMMENDATIONS OF MAYOR

- Governor Corzine will address the State Legislature on July 28th in a Special Session regarding his initiatives on property tax reform. NJN will televise those sessions or it can be watched on the internet at www.njleg.state.nj.us.org.
- Stated that the Borough has not received any notification on Roselle Park's extraordinary aid application. He has contacted the Department of Community Affairs and was informed that the applications were a date uncertain.
- Requested the Borough Clerk to submit to Council and the Public Library a published research article from the NJ State League of Municipalities regarding ethic questions and concerns over elected officials. He said it was an interesting study and would be helpful for all concerned.

- On August 7th the Department of Transportation will be having a meeting regarding the NJ State Rail Plan Update of 2007. He said he reviewed their plan but did not see additional allotments for the Mores and Erie Railway. He said he would be attending that meeting and will provide the public with additional information.
- Regarding Webster Gardens he had a conversation with the owner/landlord who promised to address the stagnant water issue. He said they also discussed the fence, shrubbery, concrete and garbage. Mayor DeIorio said he would follow up with their discussion to make sure those items were documented.

Mayor DeIorio appointed Vincent Raimondi, Carol Cascio and Nicola Cristofar as members of the Roselle Park Special Improvement District Management Corporation, for one year terms expiring on December 31, 2006.

REPORT OF DEPARTMENTS

Borough Attorney:

- Reported that Blackstone issue is still in litigation and will be going to mediation shortly.
- Spagnoli vs. the Borough of Roselle Park will not be heard but will be decided on through the submission and papers given to the court.
- A prose has brought a civil action against a Borough employee which has been successfully defended and dismissed.
- Stated he had no closed session issues to report on.

Borough Clerk:

- Asked if Council was interested in meeting a grants person. She received a phone call from someone with over 30 years experience who formed a corporation and is offering very low rates to municipalities. She said they would come to the Borough and do a presentation. Ms. Cali suggested the next Finance and Administrative Committee meeting and the Mayor agreed.
- Spoke with the County regarding Community Development Block Grant Money and they will be sending applications out in September for the Borough to apply for handicap assessable doors at the Casano Center.
- Spoke to Rich Dwyer at PSE&G and he is going to set up an example block for wire friendly trees which will be paid for by PSE&G.
- Forwarded draft of a brochure for Mayor and Council to review regarding conducting meetings in compliance with the Open Public Meetings Act.

Councilman Zeglarski moved to strike all of the guidelines and go by Robert's Rules which permits the chairman and Council to determine appropriateness and not allow the guidelines to suppress speech; seconded by Councilman Dinardo.

Councilman Badillo moved to table the motion to strike; seconded by Councilman Harms.

Borough Attorney Bill Lane reviewed Robert's Rules and stated that the motion to table if properly made is not debatable. Councilman Zeglarski asked if the Governing Body could request a reason and Mr. Lane said only the chair can ask the maker of the motion to state a reason why. Councilman Zeglarski requested the section that Mr. Lane found the information and Mr. Lane stated it was Section 17, item #5.

Mayor DeIorio said the motion was to table the motion to eliminate the guidelines as presented and adopted by the Governing Body.

Roll called, Councilmembers Badillo, Harms and Matarante voting Aye; Councilmembers Zeglarki and Dinardo voting No. There being three affirmatives and two negatives, said motion to table was approved.

Councilman Badillo moved to amend the by-laws to remove any requirement for the quorum to simply allow the people to speak at will under the control of the chairman; seconded by Councilman Matarante.

Mayor DeIorio stated that eliminating the guidelines would put the Borough in a dangerous situation. Councilman Zeglarski said when you strike the guidelines Robert's Rules prevail and the guidelines are more restrictive than the rules such as a time limit. Mayor DeIorio said he wanted to encourage people to speak and hopefully more people will come and participate. Councilman Badillo said the Borough Clerk looked into four communities in Union County and what they do. He stated that Elizabeth, Cranford and Union has a 5 minute time table and Hillside has 3 minutes. He suggested discussing the matter in committee so Council can come back as a united body. Councilman Zeglarski said as an elected official they have the privilege of Robert's Rules to abide by and motions are a privilege of theirs. He said he should not be criticized for bringing it to a public meeting as opposed to bringing it to a 3 member closed committee. He said Council is dealing with striking the one portion of the guidelines that refer to the number of items that people can speak to. Mayor DeIorio said they were referring to Code of Conduct that relates to one agenda item and one non-agenda item. Councilman Matarante said he had no problem revisiting the number of minutes but felt it was important to put a time limit into the guidelines. Councilman Zeglarski said he was willing to discuss it further in committee but did not want to postpone his motion.

PUBLIC COMMENT

Councilman Matarante moved, at 8:30 p.m., to interrupt the discussion to go into the public comment portion of the meeting; seconded by Councilman Harms and adopted.

Bill Crossett, 412 Galloping Hill Road, addressed:

- Asked what ward he resided in and Councilman Matarante said the second.

- Asked who was Republican and who was Democrat. Mayor DeIorio said he is Republican along with Rick Matarante, Robert Rubilla, Loren Harms and Ricky Badillo; Bob Zeglarski and Larry Dinardo are Democrat.
- Stated he watches meetings on TV34 and Councilmembers regardless of party just need to do the job they were elected to do.
- Said if a Councilman makes phone calls on Election Day to request that you vote for a certain person would that be a telemarketing phone call and would it be in violation of the National Do No Call Act. Borough Attorney Bill Lane said he would research that matter but noted there were certain exceptions.
- He said he did not like political phone calls and would prefer someone to come knock on his door.
- Asked if property tax information was available for anyone to see. He questioned why his neighbors were paying \$3,400.00 a year less when the lots were approximately the same and the houses only slightly different.
- He said he moved to Roselle Park in October 2004 and since he moved in his property taxes have gone up 32%. He felt it was a fair question to ask and wanted to know if everyone in Roselle Park received the same increase. He said he has not done any work to his house and wanted to know what he was getting for that increase.
- Stated that more police presence is needed due to people speeding and running lights.
- Said his sewer bill has increased by 110% and that his water bill remained the same quarter after quarter. He questioned how his sewer bill went up 100% when he was using the same volume of water.
- At a recent meeting the Police Chief stated there were no gangs in Roselle Park but there are a few gang members that lived here. He felt that was a contradictory statement.
- Mayor and Council must find a way to put a stop to all of there increases and suggested starting with the retirement packages. He encouraged everyone who lives in Roselle Park to write to Mayor and Council and express their displeasure.
- Stated that 54 homes in Roselle Park are in foreclosure.

Mayor DeIorio requested a copy of Mr. Crossett's letter and said he would get the information for him. Councilman Zeglarski asked for a copy and suggested sending it to all of Council. Mayor DeIorio and Mr. Crossett agreed to meet on Saturday.

Jacob Magiera, 612 Sheridan Avenue, addressed:

- Asked if there was an update on speeding at E. Lincoln Avenue and other parts of town. Mayor DeIorio said they are meeting with the Union County Freeholders on August 10th to discuss E. Lincoln Avenue.
- He asked for an update on the "Yield to Pedestrian" cones for Chestnut Street and Borough Clerk Doreen Cali said they were on order.
- Asked for an update on enforcement for children under the age of 17 to wear helmets when riding skateboard, bicycles etc. He noted that on the Service for Information brochure for 2006 they still have age 13.

- Spoke about stagnant water at the catch basins that spread mosquitoes and asked if the County still sprayed. Mayor DeIorio said he would have to inquire with the County and Mr. Wirzbicki.
- Spoke with Rachel LaSpina who explained the sewer bill and that the last 3 quarters were for 2005 and the last quarter was for 2006.
- Asked if Kathy Vail resigned from the Planning Board and Mayor DeIorio said she submitted a letter of resignation.
- Suggested that Mayor and Council revisit Ordinance #2150 to save money on sick time and vacation days.
- Said 54 homes are in foreclosure and 80 of them are for sale which meant something is not being done right.

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

Councilman Zeglarski moved to amend the motion to eliminate time limits; seconded by Councilman Dinardo.

Roll called, Councilmembers Zeglarski and Dinardo voting Aye; Councilmembers Badillo, Harms and Matarante voting No. There being two affirmatives and three negatives, said motion was defeated.

Councilman Badillo moved to amend Section 2 of the Code of Conduct to allow individuals to speak on any matter under the Public Comment Portion of the meeting; seconded by Councilman Matarante.

Roll called, Councilmembers Badillo, Matarante, Zeglarski and Dinardo voting Aye; Councilman Harms voting No. There being four affirmatives and one negative, said motion was adopted.

Mayor and Council agreed to discuss time limits at the Finance & Administration Committee Meeting.

REPORT OF DEPARTMENTS – (Con't)

Councilman Badillo:

- DEP approved Griffith's Plan for clean up at the Little League fields.
- Thanked everyone who volunteered their time at the Fourth of July Extravaganza.
- Reported that Ed Dec is going to set up a meeting with the DEP next week regarding the brook between Clay Avenue and Grant Avenue.
- Asked the Borough Clerk to send a letter to the Borough Engineer regarding the status of the storm drain on Union Avenue.
- Thanked members of the Fire Department for the great job they did fighting the fire on Amsterdam Avenue the other day.

- Requested recognition for a resident who helped victims of a recent fire. Mayor DeIorio suggested doing it as a group because there was a copulation of all the individuals that helped those victims and he did not want to leave anyone out.
- Wanted to honor Brian Dugan for his years as Pop Warner President.
- Road construction is being done on Markthaler Place, Walnut Street and Hemlock Street and said those residents should contact their Councilperson if they have any problems.
- The Board of Health has been contacted regarding clean up behind condominiums on Westfield Avenue.
- Reported that the Little League Tournament has finished and after 15 years he was stepping down and his son was going to take place.

Mayor DeIorio said Ms. Cali forwarded to Mayor and Council a notice from the Department of Community Affairs shared services grant availability for municipalities. He said he was asked the Police Chief and Ms. Cali to download the information and use it for the purposes of joint boarder patrol between Roselle and Roselle Park. He said with this particular grant opportunity the Borough might be able to try a similar program with Union, Elizabeth and Roselle Park.

Councilman Zeglarski:

- Said he wanted to revisit the ethics retraining by asking Council to direct the Borough Attorney to give a seminar on ethics as it relates to their duties.

Councilman Zeglarski moved to direct the Borough Attorney to conduct an ethics training session that encompasses both the Municipal Ethics Laws as they pertain to Council and the Open Public Meetings Act; seconded by Councilman Dinardo.

Mayor DeIorio suggested a better and cheaper way because he use to teach and knows the hours it takes to put together a conference or seminar. He said instead of Mr. Lane charging billable hours the better way would be to do what Ms. Cali has been doing and use her resources and the people she has available. Councilman Zeglarski said as an attorney Mr. Lane already knows the municipal laws and can do it in an hour. Borough Clerk Doreen Cali said there are people from the State of New Jersey that will come to the Borough for free. She said she has spoken with several people who have requested she call them back in late August due to summer vacations and scheduling. She stated that there were also Municipal Clerks that teach those classes. She said in Kearney she had a Clerk come in for \$130.00 who not only taught the staff and members of Council but neighboring municipalities and stated that the cost to the town was only \$10.00.

Councilman Badillo moved to amend the motion to grant permission for the Borough Clerk to proceed with putting together an Ethics Training Seminar; seconded by Councilman Harms.

Councilman Zeglarski purposed to include in that amendment a time limit to when it will occur and Council agreed to have it by the end of September 2006 or to direct the Borough Attorney to arrange for a seminar on Ethics and Open Public Meetings Act.

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

Mayor DeIorio asked Councilman Zeglarski to provide an update on technology in the Borough and Councilman Zeglarski said he would. Mayor DeIorio said the Borough currently pays several thousand of dollars to maintain and host a website. He said several months ago he suggested looking for ways to encourage sponsorship by providing banners on the website and sell them to offset the cost. Councilman Zeglarski said Council needed to establish guidelines as to what was acceptable and what was not for contents and financial purposes. Mayor DeIorio suggested finding out what other municipalities do and Councilman Zeglarski said he would discuss it in committee and present it to Council.

PAYMENT OF BILLS

The following routine bills listed on a consent agenda were offered by Councilman Matarante and seconded by Councilman Harms and adopted.

Current Fund	\$2,598,643.90
Federal State and Grants	18,657.35
General Capital	131,579.85
Sewer Utility Operating	140,956.32
Recreation Trust Account	1,525.00
Other Trust	2,243.02
Animal Control Trust	1,997.90
HUD Trust Account	3,267.07
Public Assistance II Fund	<u>5,529.60</u>
Total Bill List:	\$2,904,400.01

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

PROCLAMATIONS/CERTIFICATES

Resolution:

- Borough of Kenilworth's 100th Anniversary

PASSAGE OF ORDINANCES

Second Reading and Public Hearing

An Ordinance (#2181) entitled, "AN ORDINANCE TO AMEND CHAPTER 43 OF THE CODE OF THE BOROUGH OF ROSELLE PARK TO ESTABLISH THE POSITION

AND SALARY OF ASSISTANT TAX COLLECTOR”, was brought up and read by title only on its second reading and public hearing.

Councilman Badillo moved to open the public hearing on Ordinance #2181; seconded by Councilman Matarante and adopted.

There being no one else wishing to speak, Councilman Badillo moved to open the public hearing on Ordinance #2181; seconded by Councilman Matarante and adopted.

Councilman Badillo moved that Ordinance #2181 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Matarante, all members present voting Aye, said ordinance was adopted.

An Ordinance (#2182) entitled, “AN ORDINANCE REGULATING A TOWN WIDE GARAGE SALE”, was brought up and read by title only on its second reading and public hearing.

Councilman Badillo moved to open the public hearing on Ordinance #2182; seconded by Councilman Matarante and adopted.

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

Councilman Badillo moved that ordinance #2182 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Dinardo and adopted.

ORDINANCE NO. 2183

AN ORDINANCE PROVIDING FUNDING FOR VARIOUS IMPROVEMENTS FOR THE BOROUGH OF ROSELLE PARK AND APPROPRIATING \$149,368 FROM CAPITAL SURPLUS FOR SUCH PURPOSE

BE IT ORDAINED by the Borough Council of the Borough of Roselle Park, in the County of Union and State of New Jersey, as follows:

Section 1. The Borough of Roselle Park, in the County of Union, New Jersey, authorizes the improvements described in Attachment A hereto for the Borough of Roselle Park to be funded from the sources specified in Section 2 of the Ordinance.

Section 2. The amount of \$149,368 is hereby appropriated from Capital Surplus for the purposes stated in Section 1 of the Ordinance.

Section 3. In connection with the purpose and the amount authorized in Sections 1 and 2 hereof, the Borough determines the purpose described in Section 1 hereof is not a Current Expense and is an improvement which the Borough of Roselle Park may lawfully make as a general improvement.

Section 4. All ordinances or parts of ordinances which are inconsistent with the terms of this Ordinance be and the same are hereby repealed to the extent of their inconsistency.

Section 5. This Ordinance shall take effect immediately upon due passage and publication according to law.

ATTACHMENT A

<u>PROJECT</u>	<u>AMOUNT</u>
BOROUGH CLERK COMPUTER UPGRADES	\$ 4,500.00
CABLE TV 34 FIREWALL WITH COMPUTERS	\$ 4,500.00
FINANCE ADMINISTRATION NEW COMPUTER SYSTEMS FOR OFFICE	\$ 31,000.00
FIRE DEPARTMENT EQUIPMENT - NEW SUV FOR FIRE CHIEF, BLITZ FIRE DECK GUN, 24 VOLT CORDLESS SAWZALL, REPLACEMENT TURNOUT GEAR, REPLACEMENT HELMETS, REPLACE BROKEN PAGERS & BATTERIES, REPLACE BROKEN RADIOS & BATTERIES, NOMEX/PBI HOODS, REPLACEMENT SCOTT SCBA MASKS, REPLACEMENT GLOVES, SCOTT 30 MINUTE PSI BOTTLES, REPLACE DAMAGED FIRE HOSE, NOZZLES, REPLACEMENT BOOTS, A/C AND HEATING UNIT, DIESEL EXHAUST SYSTEM, IMS COMMAND BOARDS, SCOTT RIT SCBA BAG UNIT, FIRE SCENE TRIPOD LIGHTING, HYDRANT "PYROLITE" GATE VALVES, AKRON LEADER LINE WYE 2.5", EMS EQUIPMENT, 4-GAS COMBUSTIBLE GAS METER WITH PID, REPLACE ICE MACHINE, COPIER MACHINE, BELGIUM BLOCK FOR STATION # 2 PARKING LOT	\$ 50,000.00
POLICE DEPARTMENT EQUIPMENT - 10 NEW WEAPONS, 2 COMPUTERS, 24 PORTABLE RADIOS, AND 10 CAR RADIOS	\$ 34,530.00
EMERGENCY MANAGEMENT EQUIPMENT - EQUIPMENT TOWER CHANGEOVER/BACKUP RADIOS, 3 NEW RADIO BASE STATIONS	\$ 6,338.00
CABLE TV 34 EQUIPMENT – SECOND SONY DVCAM PD170, 2 VHS DECKS, SONY DVCAM DECK FOR RECORDING, MARSHALL TRIPLE 4" ICD RACK, 35" 20 SPACE RACK AND 17" LCD MONITOR	\$ 3,500.00
BOARD OF EDUCATION EQUIPMENT - DV PLAYER, S-VHS PLAYER, VHS TAPES/DV TAPES, MINI DV TAPES, SERVICE REPAIRS, DV CAMCORDERS, TAPE AND BATTERIES	\$ 5,000.00
FLOOD ELEVATION CERTIFICATES	\$ 10,000.00

GRAND TOTAL

\$ 149,368.00

Councilman Badillo moved that Ordinance #2183 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on August 3, 2006; seconded by Matarante and adopted.

ORDINANCE NO. 2184

BOND ORDINANCE PROVIDING AN APPROPRIATION
OF \$809,420 FOR VARIOUS CAPITAL IMPROVEMENTS
BY AND FOR THE BOROUGH OF ROSELLE PARK IN
THE COUNTY OF UNION, NEW JERSEY AND AUTHORIZING
THE ISSUANCE OF \$490,000 IN BONDS
OR NOTES OF THE BOROUGH FOR FINANCING PART
OF THE APPROPRIATION

BE IT ORDAINED by the Borough Council of the Borough of Roselle Park, in the County of Union, 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 a general improvement. For the said Improvements there is hereby appropriated the amount of \$809,420, such sum includes the sum of (a) \$136,000 expected to be received from the New Jersey Department of Transportation in connection with the improvement described in Section 3(a)(ii) and \$152,000 expected to be received from a Union County Development Block Grant in connection with the improvement described in Section 3(a) (ii) and (b) \$31,420 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 \$490,000 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 \$490,000 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 mason dump truck with plow and two snow blowers for the Department of Public Works.	\$ 71,100	\$67,000	5 years
(ii) Reconstruction of Chester Avenue from Lincoln to Colfax and Madison Avenue from Sheridan to Magie, including all work and materials necessary thereof or incidental thereto, all as shown on and in accordance with the plans and specifications thereon on file in the Office of the Clerk.	392,000	98,000	20 years
(iii) Joint Meeting of Essex and Union Counties plant improvements.	26,320	24,000	40 years
(iv) Various improvements to Borough property consisting of planting of trees, Webster Avenue sanitary sewer, Elm and Lincoln drainage, first aid squad generator, Grant Avenue Brook and Union Avenue drainage, 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.	260,000	244,000	26.80 years
(v) Improvements to Veterans Memorial Library, 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.	60,000	57,000	15 years
TOTAL:	\$809,420	\$490,000	

(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 \$490,000.

(c) The estimated cost of the Improvements is \$809,420, 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 21.72 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 \$490,000 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

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

Section 7: Any funds or grant monies received for the purpose described in Section 3 of this Ordinance (including a grant expected to be received from the New Jersey Department of Transportation) 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: 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 \$490,000.

Section 10: This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Councilman Badillo moved that Ordinance #2184 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on August 3, 2006; seconded by Councilman Matarante, all members present voting Aye, said motion was adopted.

ORDINANCE NO. 2185

AN ORDINANCE AMENDING ORDINANCE 1184, ARTICLE II “PROHIBITION PARKING; PROHIBITION STOPPING OR STANDING AND TIME LIMIT PARKING” OF THE ORDINANCES OF THE BOROUGH OF ROSELLE PARK

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that Ordinance 1184, Article II, Schedule I of the Borough Code is hereby amended to add the following:

SECTION I.

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Grant Avenue	South	50' from the North and South Intersection with Dalton

SECTION II. All ordinances and parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed.

SECTION III. This Ordinance shall take effect at the time and in the manner prescribed by law.

Councilman Badillo moved that Ordinance #2185 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on August 3, 2006; seconded by Councilman Matarante, all members present voting Aye, said motion was adopted.

RESOLUTIONS

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

RESOLUTION NO. 114-06

WHEREAS, bids were received by the Borough Clerk for the project Renovation of Existing Bathrooms including Modification for ADA Compliance at the Faitoute Fire House, Laurel Avenue; and

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

1. All bids be and hereby are rejected.
2. The Borough Clerk is hereby authorized to readvertise for new bids.

RESOLUTION NO. 115-06

BE IT RESOLVED, that the following individual be appointed as a temporary, part-time Custodian for the Borough of Roselle Park, effective July 10, 2006, pending satisfactory background checks, at a salary rate of \$10.33 per hour:

Robert Wayda, 426 West Webster Avenue, Roselle Park

RESOLUTION NO. 116-06

WHEREAS, Technology Integration Solutions, LLC, has submitted a proposal to handle the day to day Internet and computer problems faced by the Roselle Park Police Department; now therefore

BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle Park, that:

1. Technology Integration Solutions, LLC be and hereby is authorized to proceed as a point of contact for all computer related problems and issues on behalf of the Borough of Roselle Park Police Department in the amount not to exceed \$10,000 per year.

RESOLUTION NO. 118-06

BE IT RESOLVED that Alice Kupetz, 112 Filbert Street, First Floor, Roselle Park be and is hereby appointed as a part-time staff member of the Information and Crisis Center for the Roselle Park Community Alliance Against Substance Abuse Program, effective immediately, at a salary set by the Borough ordinance/resolution.

RESOLUTION NO. 119-06

BE IT RESOLVED, that the Mayor and Council of the Borough of Roselle Park, hereby authorize a Borough Wide Garage Sale to be held on October 7, 2006 pursuant to Ordinance No. 2182.

RESOLUTION NO. 120-06

WHEREAS, the Mayor and Council of the Borough of Roselle Park hereby authorize the following agreement between Rachel LaSpina and the Borough of Roselle Park;

WHEREAS, Rachel LaSpina is desirous to complete the educational courses necessary for the designation of Certified Tax Collector; and

WHEREAS, the Borough of Roselle Park supports continuing education, personal development, advancement within the Borough and will benefit by having a Certified Tax Collector as a member of the Borough staff;

BE IT RESOLVED that Rachel LaSpina hereby agrees that should she voluntarily resign/terminate her employment or be terminated for cause from the Borough of Roselle Park, any/all educational expenses, incurred within three years of her resignation and or termination for cause, shall be reimbursed by said employee to the Borough. Rachel LaSpina will not be obligated for repayment if she is fired for no cause.

BE IT FURTHER RESOLVED, that Rachel LaSpina annual salary shall be increased in the amount of \$5,000.00 effective August 1, 2006.

RESOLUTION NO. 121-06

BE IT RESOLVED, that the salary of Nancy Nichols, part-time Tax Collector, be and is hereby adjusted to an annual amount of \$26,981.68, effective August 1, 2006.

Councilman Badillo moved the following resolution and thanked Kathy Vail for her years of service and requested a certificate of recognition from Mayor and Council; seconded by Councilman Harms, all members present voting Aye, said resolution was adopted.

RESOLUTION NO. 117-06

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, in the County of Union, that the resignation of Kathy Vail as Class II Member of the Planning Board and Clerk of the Zoning Board, effective July 13, 2006, be and is hereby accepted.

There being no further business to come before the meeting, Councilman Badillo moved, at 10:11 p.m., to adjourn; seconded by Councilman Harms and adopted.

Attest:

Borough Clerk