

Regular Meeting of Mayor and Council November 13, 2006

PRESENT: Mayor DeIorio; Councilman Badillo, Harms, Zeglarski (in at 8:10 p.m.), Rubilla and Dinardo; Borough Attorney Bill Lane

ABSENT: Councilman Matarante (business)

Mayor DeIorio called the meeting to order at 7:30 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.

REPORT AND RECOMMENDATIONS OF MAYOR

- Reported that the redevelopment meeting that took place on Thursday, November 9th, was well attended. He said they discussed redevelopment of the Romerovski site, Chestnut Street and Westfield Avenue areas. He said a time line will be put together as to when various phases of redevelopment are being done with the Romerovski site.
- He thanked the Veteran's of Roselle Park and those who attended the Veteran Day Services on Saturday, November 11th. He said it was well attended and members of the public made sure our fallen veteran's and those serving in Iraq and around the world are remembered.
- He thanked all the residents who came out and voted on November 7th.

REPORT OF STANDING COMMITTEES AND OTHER MAYOR AND COUNCIL COMMITTEES

Councilman Harms:

- Requested permission, at 8:50 p.m., to leave the dais to attend a PTA meeting to represent his company. He said his company as well as other NJ companies have donated money to the NJ Chamber of Commerce to implement a new curriculum in business. He said Elizabethtown Gas Company donated \$15,000.00 towards the fund and have been selected for a certificate to use the program in the school. He said after representing his company he would return to the Council Meeting.
- He said he was proud for bringing an ordinance for road opening permits to the dais because in less than 30 days the Borough brought in \$2,100.00.
- Councilman Harms asked the Borough Attorney if he got any correspondence back from the rail regarding the bridge. Borough Attorney Bill Lane said he received a telephone

call from Conrail who indicated there was a problem regarding the ballast and a stabilization problem. He said they would be taking care of it immediately and Mr. Lane said he emailed Council to that affect.

- He said leaves must be placed in open containers or recycle bags. He said they cannot be put in plastic bags or raked to the curb. He said residents could drop the leaves off at the DPW Yard between 7:00 a.m. and 3:30 p.m., Monday through Friday and Saturday mornings. He noted if you bring them to the yard they can be brought in plastic bags but they must be dumped and you take the bags with you. Mayor DeIorio said the Youth Center in coordination with the Roselle Park Schools have a problem for senior citizens needing assistance with their leaves or snow. He said they can call the Youth Center or Casano Community Center for further information. Councilman Harms noted there was no fee involved for the service.

Councilman Rubilla:

- Said all County Roads have the schedule for leaf pickup on the Roselle Park website.
- Forwarded a letter to the Department of Transportation regarding the rehabilitation of the bridges. He said the letter went out 7 days ago and he will wait an additional 2 days then call them to find out why there has been no response.
- The Code Enforcement Officer has been doing a very aggressive job and warned residents with illegal 2 or 3 families that it is just a matter of time before they become discovered.
- He congratulated Mayor DeIorio and Councilman Matarante on their Election Day win.

Councilman Badillo:

- Thanked Joe DeMaio and his staff at the Youth Center for the nice job they did in providing a nice atmosphere for the children on Halloween Evening.
- Said the Junior Pee Wee Football Team had a great season and he would like to bring them and the coaches in to honor them.
- He thanked the Mayor for attending the Little League Meeting and discussing clean up at the fields.
- He said the High School Band was crowned as 1A State Champions which is a great accomplishment for a small school and he wanted to invite them in to honor them.
- He thanked the Borough Clerk and Poll Workers who worked so diligently on Election Day. He congratulated Mayor DeIorio, Councilman Matarate and Michael Yakubov on their win.

Councilman Dinardo:

- Said he lived on Bender Avenue and during their Halloween Celebration they gave away 1,600 to 1,700 pieces of candy within 3 hours.
- He thanked the new CEO who has been checking for houses in disrepair and high grass. He said he is doing what he is supposed to do and really doing a good job. He also noted that he was also collecting a good amount of money for the town as well.
- He wished everyone a good Thanksgiving.

PASSAGE OF ORDINANCES

Second Reading and Public Hearing

ORDINANCE NO. 2190

An Ordinance (#2190) entitled, “AN ORDINANCE AMENDING CHAPTER 159 OF THE CODE OF THE BOROUGH OF ROSELLE PARK REGARDING PEACE AND GOOD ORDER”, brought up and read by title only on its second reading and public hearing.

Councilman Rubilla moved to open the public hearing on Ordinance #2190; seconded by Councilman Badillo and adopted.

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

Councilman Rubilla moved that Ordinance #2190 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Harms, all members present voting Aye, said ordinance was adopted.

ORDINANCE NO. 2191

An Ordinance (#2191) entitled, “AN ORDINANCE AMENDING CHAPTER 128-115 OF THE CODE OF THE BOROUGH OF ROSELLE PARK REGARDING FENCES”, brought up and read by title only on its second reading and public hearing.

Councilman Rubilla moved to open the public hearing on Ordinance #2191; seconded by Councilman Harms and adopted.

Jacob Magiera, 612 Sheridan Avenue, addressed:

Asked if a standing fence could be replaced with slats saying if the picket was broken could it just be replaced. Councilman Harms said it would not be new construction and would be no different then replacing a shingle.

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

Councilman Rubilla moved that Ordinance #2191 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Badillo.

Councilman Harms said the only reason for the ordinance was to raise the fee for a permit because it was so outdated. Mayor DeIorio stated there was a recommendation by the State that because of the Boca Code the ordinance had to be reviewed.

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

ORDINANCE NO. 2192

An Ordinance (#2192) entitled, "AN ORDINANCE AMENDING CHAPTER 133-3 OF THE CODE OF THE BOROUGH OF ROSELLE PARK REGARDING FEES FOR DOCUMENTS", 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 #2192; 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 #2192 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Harms, all members present voting Aye, said ordinance was adopted.

Introduction

ORDINANCE NO. 2193

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>	<u>Time Limits</u>
Jerome Street	West	125' from the South/West corner of the Intersection of Webster Avenue and South to Jerome Street	20 minutes

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 Rubilla moved that Ordinance #2193 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on December 7, 2006; seconded by Councilman Harms, all members present voting Ayes, said motion was adopted.

ORDINANCE NO. 2194

AN ORDINANCE FIXING THE SALARIES OF CERTAIN OFFICIALS
AND EMPLOYEES OF THE BOROUGH OF ROSELLE PARK, IN THE
COUNTY OF UNION, STATE OF NEW JERSEY FOR THE
YEARS 2006, 2007 AND 2008

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

SECTION I. The following heads of Departments and supervisory personnel shall be entitled to an annual salary hereinafter as set forth opposite each respective classification:

	Minimum	Maximum
Borough Clerk	\$50,000.00	\$90,000.00
Deputy Borough Clerk	31,000.00	55,000.00
Tax Collector	10,000.00	60,000.00
Chief Financial Officer	45,000.00	100,000.00
Superintendent of Public Works	48,000.00	80,000.00
Borough Engineer	25,000.00	50,000.00
Director of Code Enforcement	15,000.00	40,000.00
Administrative Assistant	30,000.00	55,000.00
Chief of Police	75,000.00	129,000.00
Captain of Police	58,000.00	100,000.00

SECTION II. The following named officials and employees of the Borough of Roselle Park shall be entitled to an annual salary as hereinafter set forth opposite each respective classification:

	Minimum	Maximum
Mayor	\$5,000.00	\$14,000.00
Members of Council	3,500.00	11,000.00
Borough Attorney	25,000.00	40,000.00
Borough Prosecutor	10,000.00	17,000.00
Municipal Judge	15,000.00	40,000.00
Public Defender	6,000.00	17,000.00
Tax Assessor	9,000.00	17,000.00
Collections System Operator	3,500.00	5,000.00
Director of Welfare	10,000.00	15,000.00
Purchasing Agent	30,000.00	55,000.00
Emergency Management Deputy Coordinator	2,000.00	4,500.00
Clean Communities Coordinator	1,500.00	3,000.00
Sidewalk Coordinator	1,200.00	2,300.00
Electrical Sub-Code Official/Inspector	3,500.00	6,000.00
Plumbing Sub-Code Official	6,000.00	9,500.00
Fire Sub-Code Official	4,000.00	6,800.00

Apartment House Inspector	5,000.00	8,000.00
Residential Tenancy Inspector	4,000.00	8,000.00
Multi-Dwelling Administrator	4,000.00	8,000.00
Court Administrator	25,000.00	55,000.00
Deputy Court Administrator	20,000.00	34,000.00
Fire Chief	6,000.00	10,000.00
Deputy Fire Chiefs	2,000.00	4,500.00
Other Fire Officials	700.00	2,300.00
Fire Official	2,500.00	5,100.00
Chief Inspector	1,500.00	3,500.00
Inspector - Fire Prevention	850.00	2,300.00
Arson Investigator	850.00	2,300.00
Clerical - Fire Protection	1,800.00	4,500.00
Planning Board Attorney	3,000.00	5,700.00
Zoning Board Attorney	3,000.00	5,700.00
Tax Search Officer	2,000.00	4,500.00
Assessment Search Officer	2,000.00	4,500.00
Sewer Utility Collector	1,000.00	17,000.00
Recycling Coordinator	2,000.00	4,500.00
Dispatchers	17,500.00	47,000.00
Part-Time Dispatchers	8.42/hr	16.83/hr
Assistant Treasurer	40,000.00	55,000.00
Clerk to the Board of Adjustment	900.00	2,400.00
Clerk to the Planning Board	900.00	2,400.00
Secretary/Clerk to the Recreation Department	900.00	2,400.00
Administrative Secretary	18,500.00	26,000.00
Farmers Market Manager	2,500.00	4,000.00
Community Center Evening Director	6.00/hr	13.50/hr
Community Center Afternoon Director	5.75/hr	12.57/hr
Community Center Assistant Afternoon Director	5.75/hr	11.00/hr
Part-Time Clerical	5.75/hr	16.75/hr
Special Marshals/Matrons	9.00/hr	16.75/hr
Civilian Court Officers	9.00/hr	16.75/hr
Parking Enforcement/Court Officer	11.69/hr	27.00/hr
Bus Drivers	9.00/hr	20.00/hr
CAASA Supervisor	16.00/hr	27.00/hr
CASAA Part-Time Staff	6.00/hr	16.75/hr

SECTION III. In addition to other compensation or salaries herein provided, full-time officials and employees named herein whose employment with the Borough commenced no later than January 1, 1975 shall be entitled to longevity compensation equivalent to two (2%) of their previous year's base salary for every five (5) years of service of employment with the Borough with a maximum of (10%) percent longevity compensation for any one individual. All periods of service of full-time service or employment with the Borough shall be considered in the

computation of longevity; provided that no period of employment or re-employment shall be considered if said period commenced after January 1, 1975.

SECTION IV. The salaries and wages herein fixed shall be effective January 1, 2006.

SECTION V. The salaries and wages fixed pursuant to Sections I and II shall be payable in twenty-six (26) equal installments or in such installments as may hereinafter be determined by resolution of the Governing Body. Said salaries shall be in lieu of all fees which may be collected by said officer or employee.

SECTION VI. All ordinances and parts of ordinances inconsistent with the terms hereof are repealed to the extent of such inconsistency.

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

Councilman Rubilla moved that Ordinance #2194 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on December 7, 2006; seconded by Councilman Harms, all members present voting Aye, said motion was adopted.

RESOLUTIONS

Councilman Rubilla moved the following resolutions; seconded by Councilman Harms, all members present voting Aye, said resolutions were adopted.

RESOLUTION NO. 163-06

RESOLVED that Carmen Wilson, 202 Magie Avenue, Roselle Park, New Jersey, be and is hereby appointed to the position of part-time Custodian for the Borough of Roselle Park, effective November 1, 2006, at a salary of \$10.33 per hour.

RESOLUTION NO. 164-06

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, in the County of Union, that the resignation of Lauren Biddulph as Civilian Dispatcher for the Roselle Park Police Department, effective November 8, 2006, be and is hereby accepted.

RESOLUTION NO. 165-06

WHEREAS, it shall become necessary to expend for some of the purposes specified in the Budget an excess of the respective sums appropriated, and

WHEREAS, there is an excess in one or more appropriation over and above the amount deemed necessary to fulfill the purposes of such appropriations, and

WHEREAS, the transfers about to be authorized do not affect any appropriation to which or from which transfers are prohibited under the statutes, and

NOW, THEREFORE, BE IT RESOLVED, the following transfers attached between appropriations be authorized pursuant to N.J.S.A. 40:4-58, and

BE IT FURTHER RESOLVED, that a copy of this resolution be filed forthwith with the Borough Chief Financial Officer.

Councilman Rubilla moved the following resolution; seconded by Councilman Badillo.

Councilman Badillo said this resolution was a promise being kept to residents pertaining to the second part of the 29 remaining properties. He said per FEMA those 29 have to be handled individually. He thanked Mayor and Council for supporting this effort.

Roll called, Councilmembers Badillo, Rubilla and Dinardo voting Aye; Councilman Zeglarski abstained. There being three affirmatives and one abstention, said resolution was adopted.

RESOLUTION NO. 166-06

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, that Guarriello & Dec Associates, LLC be and is hereby awarded a contract in the amount not to exceed \$10,000 for Field Survey and preparation of Flood Elevation Certificates for 29 parcels.

This Resolution to take effect upon certification of the Resolution by the Borough Treasurer that sufficient funds are available.

(Councilman Zeglarski entered the meeting at 8:10 p.m.)

Councilman Zeglarski congratulated the Mayor, Councilman Matarante and Michael Yakubov on their election victories.

REPORTS OF DEPARTMENTS

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

- DPW for October 2006
- Police Department for October 2006
- Treasurer's Report for October 2006
- Administrative Assistant for October 2006
- Municipal Court for October 2006

MINUTES TO BE APPROVED, PENDING ANY CORRECTIONS

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

- Regular Meeting: October 5, 2006 and October 19, 2006

PAYMENT OF BILLS

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

Current Fund

\$6,674,731.18

Federal State and Grants	18,899.44
General Capital	98,566.91
Sewer Utility Operating	45,350.82
Recreation Trust Account	119.00
Other Trust	11,720.02
Hud Trust Account	1,905.56
Public Assistance II Fund	3,723.00
CAASA Trust Account	800.00
Tax Collector's Premium Account	9,100.00
Total Bill List:	\$6,864,915.93

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

Borough Clerk Doreen Cali reported that the Rabies Clinic would be December 5th, from 5:00 p.m. to 6:30 p.m., at the First Aid Squad on Laurel Avenue. She said she needed a consensus from the Governing Body regarding the Senior Clinic Service Insurance Bank of America who has researched a short-term disability program at a savings of \$5,882.00 a year. She said Council will need signatures of 80% of the employees in order to switch and that a meeting could be scheduled by next week if Council agreed.

Councilman Badillo moved to authorize the Borough Clerk to schedule a meeting with the employees and representatives from the Senior Clinic Service Insurance Bank of America; seconded by Councilman Rubilla, all members present voting Aye, said motion was adopted.

Borough Attorney Bill Lane said as a follow up on the bridge that Councilman Harm's commented on he was told the repair work on that bridge would be completed expeditiously. He said as soon as he knows he will report back and stated he was very pleased with the response he received. He said he received a check from one of the two people interested in Pinewood Avenue and as soon as he hears from the second he could proceed with vacating that street and conveying the property to those two individuals. Mr. Lane said he held a mini seminar with Councilman Harms in regards to the pay-to-play ethics and Open Public Meetings Act. He also noted that it would be offered in Atlantic City at the League of Municipalities Convention.

PUBLIC COMMENT

Councilman Rubilla moved, at 8:18 p.m., to open the public comment portion of the meeting; seconded by Councilman Badillo and adopted.

Jacob Magiera, 612 Sheridan Avenue, addressed:

- Said the poem "Never to be Forgotten" was written by Mrs. May Hokanson who in 1990 was instrumental in getting the yellow ribbons around throughout the town. He thanked the Borough businesses who contributed towards the ribbons which are displayed throughout town as a remaindered of our men and woman in who are serving in Iraq and asking for their safe return. Mr. Magiera asked permission to hang the ribbons on the Borough's decorative lamps.

Councilman Badillo moved to grant permission to hang yellow ribbons on the Borough's decorative lamp posts; seconded by Councilman Dinardo and adopted.

- Congratulated the unsuccessful and successful candidates during the past election.
- Reported that the FAA is investigating the jet that used the taxi runway to land at the Newark International Airport.
- He said mailboxes on the west and east end of town are disappearing and he has not received an answer from the Postmaster in Elizabeth. He said senior citizens are now being inconvenienced and more traffic is going downtown. He said something needs to be done.
- New Jersey to fund safe walks and schools in the Star Ledger on October 25th. He said Mrs. Cali has been addressing that with the grant money for safe streets and noted that another article has come out where more grant money may be available.
- Stated that it has been over a month since the parking meters downtown have been bagged. He said Mayor and Council have decided not to collect money because they will have to pay a tax on it and the Borough is now collecting nothing. He said something is better than nothing. Mayor DeIorio said it is more than just the 7% tax it is also the administrative cost and if the State does not change it's mind on taxing parking meters, pool memberships and alike he will recommend removing the bags but will also have Council consider making amendments to the parking meter fees.
- Mr. Magiera said he wanted to discuss the Municipal budget and suggested Mayor and Council do not take a pay increase for the year 2007. He said they should take a 30% cut in their pay.
- He said the budget transfer resolution this evening seemed like the same numbers as last year. He asked about the misc. salary adjustments of \$160,000.00. Mayor DeIorio said the salary adjustment line item is an appropriation that allows a municipality to place a certain dollar amount for any increases that may be due to contractual obligations. Mr. Magiera questioned the minimum and maximum salaries. Mayor DeIorio said they serve as a guideline for job titles and offers a salary range.

Bill Crosset, 412 Galloping Hill Road:

- Thanked the Mayor and Councilman Matarante for coming to his house to address several issues. He also thanked Councilman Zeglarski for his attempt to make a do not call list for political parties.
- Suggested that Council consider a medium size hotel in the downtown redevelopment project.
- Said his mortgage company took his estimated tax bill and reassessed his escrow. He said when he did get his final tax bill it came out to be substantial less and hopefully Council could continue to do more.
- Said he would like to see Galloping Hill Road patrolled like they are currently doing on E. Lincoln Avenue. He asked when was the last time a DWI check was done on Galloping Hill Road and felt that it should be the County's job rather than negotiating shared services for something they should already be doing. Mayor DeIorio said he would speak to Mayor Bollwage about conducting a DWI check.

Brenda Gergich, 422 Galloping Hill Road, addressed:

- Three separate towns respond to accidents on Galloping Hill Road and wondered exactly how many accidents actually happen there. She said the problem was not only people drinking there was also speeding and people not obeying the laws. She said she sat on her front porch on Saturday from 12:40 p.m. to 1:20 p.m. and from 6:00 to 6:30 p.m. and earlier today from 3:40 p.m. to 4:10 p.m. She said in that hour she saw 50 cars go through the red light at the Gulf Station in Union. She said they do not even stop at the red because they know there is a delayed green. She said there is no turn on red at the other 3 corners but 1 car did and 5 others went through the two intersections in Roselle Park and 5 went through the lights on Galloping Hill Road. She said cars do not yield to pedestrians trying to cross at that intersection. She said years ago they tried to put a no turn on red but Union refused and the gas station adds to the chaos with all their driveways. She said people also form two lanes which is a problem when she tries to make a right into her driveway because she has people passing her on the right. She said two cars that were parked in front of her house and one in front of her neighbors were hit because of drivers trying to form 2 lanes. She said the delayed green signs are no longer legible and people do not realize they have a delayed light and race through. She suggested using an unmarked car because when people see a marked car they obey the law and that's why they never catch anyone.

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

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

Attest:

Borough Clerk