

## Regular Meeting of Mayor and Council July 5, 2007

PRESENT: Mayor DeIorio; Councilmembers Harms, Matarante, Rubilla, Dinardo and Yakubov; CFO Ken Blum; Borough Attorney Bill Lane

ABSENT: Councilman Badillo

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.

Deputy Borough Clerk Donna Corrigan read a short prayer followed by the Pledge of Allegiance.

### REPORT AND RECOMMENDATIONS OF MAYOR

- Mayor DeIorio congratulated all those involved in the Fourth of July festivities. He said the early afternoon and evening programs went very well. He thanked all the volunteers especially Debbie Buli for making the program a success. He gave a special thanks to the Police Department particularly the Bike Rodeo Program, which gave out 10 bicycle helmets to some of the participants. Mayor DeIorio said the fireworks did not go off due to the weather conditions and have been rescheduled for August 7<sup>th</sup>, which is also National Night Out. He said that they would be voting on a resolution to change the date to 7<sup>th</sup> of August and will incorporate that with the Police, First and First Aid activities as part of National Night Out, with a rain date of August 8<sup>th</sup>.

### REPORT OF STANDING COMMITTEES AND OTHER MAYOR AND COUNCIL COMMITTEES

#### Councilman Yakubov

- He said Councilman Dinardo and he have set a date for the Neighborhood Watch Program at the Casano Center on July 17<sup>th</sup> at 7:00 p.m. He said all residents and local business owners are welcome to attend.
- He said the safety walk he suggested turned into a bicycle safety ride looking at areas in the Fifth Ward that needed to be addressed. He said he and the Mayor talked to many residents about their concerns and it turned out to be very insightful. He said one thing a resident brought to his attention is that people have been running stop signs near Aldene School.

- He said he received word from the County about mosquito spraying in areas in the Fifth Ward, particularly around Valley Road and W. Webster Avenue. He said the County was out there on June 28<sup>th</sup> and they sprayed along Valley Road. He said they will continue to do that and asked that he notify them of more areas in the Fifth Ward.

Mayor DeIorio said an area that he and Councilman Yakubov noticed on their bike ride through the Fifth Ward was a problem at the tennis courts at the Green Acres Complex. He said there was a situation where people were using the tennis courts more than the one hour allotment as per the Board of Education guidelines. He said one situation was that there were a few individuals that were occupying a tennis court. He said they would come at 5:00 and then another person would come an hour later and so on. He said in this way they would occupy the whole tennis court until dark. Mayor DeIorio said he spoke to them and they told him that is what they were doing. He said even though the Board Administers the regulations for use of the tennis courts, we have to address that type of situation and prevent that from happening. Mayor DeIorio said now that the 25 year agreement with Green Acres is completed; maybe we can institute a resident only policy for the use of the tennis courts. He would like the Governing Body to address this matter.

#### Councilman Rubilla

- He thanked the Mayor for notifying the residents of the Third Ward on Chestnut Street between Williams and Sumner and all the arterial streets letting them know they are resurfacing Chestnut Street.
- He said the Deputy Code Enforcement Officer has found a BOCA Code violation that applies to the bridges. He said with the consent of legal counsel a letter was sent on June 26<sup>th</sup> to Conrail. The letter requested that they adhere to the BOCA Code, which specifically refers to the ill repair of metal surfaces that are subject to rust and corrosion. Councilman Rubilla said this issue needs to be abated within 14 days. He said if no contact is made by the 14<sup>th</sup> day, then a summons will be issued. He said it is their responsibility to maintain the aesthetic beauty of the bridges that trains travel over in Roselle Park.

#### Councilman Matarante

- He congratulated the 2007 graduating class of Roselle Park High School. He said that Councilman Badillo, Mayor DeIorio and he took part in the Project Graduation event for the seniors, which was a very successful evening. He recognized the owner of the facility for taking good care of our students.
- He said he has a matter for closed session regarding PBA negotiations.

#### Councilman Harms

- He said that today he had the Borough Clerk call the Post Office Community Affairs Manager about the mailboxes in town that have graffiti on them. He said they are going to paint all the mailboxes, but only paint on Sunday.

- He said at the last meeting he talked about the tree trimming that was being done by Public Service. He said he met with Dave Hollenbach and the DPW Superintendent and they looked at areas in the town. Councilman Harms said Mr. Hollenbach promised he would get back to us and is stationed in Elizabeth. He said they talked about butchering the trees and he took many pictures. Councilman Harms said they also talked about the consideration of going on peoples' property and just cutting the tree limbs and letting them drop. They also talked about giving letters to the residents along the railroad when they have to go into their backyard to clean up. He said he also asked that they notify the Superintendent when they are in town.

### Councilman Dinardo

- He said the first Neighborhood Watch Meeting will be held July 17<sup>th</sup>.
- He said yesterday was the July 4<sup>th</sup> and thanked all past and present veterans for fighting for our freedom.

Mayor DeIorio said the sales tax on parking meters has been repealed. He said the State has notified us that in May 2006 the Homestead Rebate Applications were mailed to homeowners age 65 and older and disabled homeowners. He said the Division of Taxation is now in the process of mailing applications to non-seniors and non-disabled homeowners. He said any homeowner eligible for a 2006 rebate who has not received the application packet by July 16<sup>th</sup> may call the Homestead Rebate Hotline at 1-888-238-1233 for assistance. He said the filing deadline is August 15, 2007. Mayor DeIorio said for our senior citizens that may not be aware of Property Tax Freeze Rebate Program and if you are not sure you are eligible, please call our Finance Office.

Mayor DeIorio said a request was received from Subculture and they want to host a corporate sponsored exhibition of "The Game of Skate". He said the Police Chief has reviewed their request to use the gazebo parking lot for this program. Mayor DeIorio said they are looking for a four hour program sometime July 9<sup>th</sup> through July 18<sup>th</sup>. He said the owner is aware of the insurance requirements and will comply with them. Mayor DeIorio said he supports this event and Council will have to make a decision.

Councilman Harms moved to allow Subculture, a local town business, to host a corporate exhibition of "The Game of Skate" in the gazebo park; seconded by Councilman Rubilla, all members present voting Aye, said motion was adopted.

Mayor DeIorio said they will work on the date with the owner and Police Department.

### REPORTS OF DEPARTMENTS

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

- Administrative Assistant Report for May 8<sup>th</sup> to June 12<sup>th</sup>
- DPW Report for May 2007

- Police Chief Report for June 2007

Borough Engineer- Nick Villano

- He reported there was a preconstruction meeting for Chester Avenue and it is anticipated that the work will begin sometime next week. He asked that the Borough Attorney provide them with a letter to make sure all the documents are in place.
- He said the Madison Avenue bid has been awarded and wants to schedule a preconstruction meeting for that and would like to make sure all the documents are in order.
- He said they met with the DEP regarding the Westbrook Stream and their intention was to close the pipe, but they were told that would not take place. He said to keep the project going, we are proceeding with the open channel and we have just about finished with our design. He said they would like to submit that to the DEP and await the normal due process.
- He said regarding Webster Avenue they are uncertain as to the location of some of the pipes, so we had it televised. He said they now have a better understanding of where the pipes are located and are just about done with that design. He said once that is complete, they will submit it to the DEP to get a determination where a Treatment Works Approval is required. He said it is typically dependent on the increase in flow to the system, which is not the case here, but also has to do with the amount of linear foot of pipe replacement.
- He said our intent for the First Aid Emergency Generator was for it to be purchased through state contract. He said one thing that is holding them back is you do not have a Qualified Purchasing Agent and that limits you to the amount of the contract. He said he has met with the contractor to fine tune the quotes that he has provided us with. He said depending on the amounts, that would determine whether we can have him purchase the equipment, otherwise we have to go out for public bid.
- He said he would like to discuss the train station in closed session.
- He said they have finalized the Stormwater Management Plan and addressed the County's comments. He said once they review it then we can implement the Plan.
- He said they discussed the Union Road Storm Sewer and found that some of the problems lie beyond their scope. He said at this point it is best to utilize the money they have and fix the problem within the roadway and then as more money becomes available, we can address the downstream portion; that is more detailed and you will need easements to gain access to that property.

Councilman Harms said if we fix the roadway, do we have enough money to at least have provisions to continue on and not rip up what we have already spend money on.

Mr. Villano said we will try to plan it to address the immediate problem, but there will still be problems with the culvert downstream.

Councilman Harms said can this be done piece meal and we can put money in the budget for part of it to be done.

Mr. Villano said he will structure the estimates so as money becomes available, we will be able to do it in steps. He said we will have to get a DEP permit to do this type of work. He said they have just about finalized the design and it will be forwarded to the DEP; it is a minor permit so it shouldn't take that long.

- Mr. Villano said they have finalized the contract documents for the Faitoute Firehouse and the project is out for bid. He said the anticipated check in date is July 17<sup>th</sup>. He provided the Borough Clerk with a copy of the contract documents for the files.
- He said the imprints for the Chestnut crosswalks have been decided on and it will require coordination from them because it is a separate project from the County work. He said one is milling and paving of the roadway and they are coming back to do the culvert that crosses Chestnut Street. He said as previously decided we do not want to put the imprints in and have trucks and equipment disturb what we have already paid for. He said he understands that the Borough is appropriating money for this.

Mayor DeLorio said there is a resolution this evening to participate in the County's proposal. They want to use the imprint crosswalk substance and have a special rate from the contractor based on them going out to bid. He said Resolution #172-07 will allow us to proceed with the County's proposal.

- Mr. Villano said he has provided his proposal for E. Clay Avenue Resurfacing and asked the Governing Body review it.
- He said they rectified the immediate problem pertaining to the emergency that occurred on E. Grant Avenue on May 7<sup>th</sup>. He said after reviewing the television inspections of the sewers, there are additional settlements continuing along E. Grant Avenue.
- He said they met with adjusters from FEMA and they pointed out these problems because it appears since the flooding and nor'easter these problems have gotten worse; hopefully they can provide us with some type of reimbursement. He is trying to give Council an idea of how extensive the problem is and do some cost estimates so it can be budgeted.
- He said they have televised the storm sewers and sanitary sewers in the area of Hazel and Colfax Avenues. He said it seems that contractors and residents are dumping grass clippings into the inlets, which is causing blockages.

Mayor DeLorio said in the Stormwater Plan there is a provision that a violation can be issued if someone does something like that. He said we should inform the Code Department of that provision, so they can do that.

- Mr. Villano said they have put together a concept plan pertaining to the Acker Park renovation. He said if you want to do everything in the plan, it will be quite costly. He said we can do it in phases as the money becomes available, but you must make the determination of what you want to do first.

### Borough Attorney-Bill Lane

- He said he has prepared a number of ordinances, which he has submitted to the Clerk for consideration. He said two were mandated by the DEP and one was requested by Councilman Harms.

Councilman Harms asked that they recognize Maria DelRio at the August Council Meeting.

Mayor DeIorio asked to also invite the teams that were involved in the Relay for Life.

### Department of Public Works – Frank Wirzbicki

- He said the tunnel on Roosevelt Street has been taken care of.
- He said he had World Construction Company check the structure that was previously installed in Acker Park. He said it cannot be moved even if we move the old slide. He said there must be 6 feet on every corner and we are under that.
- He said he has an issue to be discussed in closed session.

Mayor DeIorio said as part of the Chestnut Street Improvement Program he asked about the tree wells.

Mr. Wirzbicki said they have the brick work and are ready to go, but he is shorthanded right now.

Mayor DeIorio said there were two examples on Chestnut Street for people to look at; one in front of the Post Office and one in front of the Youth Center. He said they will be going with the one in front of the Youth Center.

### POLICE DEPARTMENT – Sgt. Pete Picarelli

- He said there was a good turnout on the Fourth of July for the bicycle rodeo. He said there were approximately 20 kids involved and the ones who did not have helmets were given helmets free of charge to promote bicycle safety awareness. He said they will also be giving out another six helmets for “National Night Out” and they have some in reserve for bike safety helmet awareness through traffic safety. He said they will be raffling off helmets when kids do a good deed out on the street. The Officers will be giving coupons and the names will go into a raffle box.

Mayor DeIorio said they received helmets from a local resident to donate to the children as well.

Councilman Matarante thanked the Police Department for the fine work they did for the Fourth of July. He said they handled themselves with tremendous professionalism and there was a large crowd with no incidents or injuries.

Councilman Rubilla said the Chief and he are working on an initiative on Locust and Westfield Avenue for a no turn on red in front of McDonald's heading south. He said the Traffic Safety Officer was working on it and the Chief is waiting to hear from the Department of Transportation before a sign is installed.

Sgt. Picarelli said he will relay the information to the Chief.

MOTION BILLS & PAYROLLS NOT BE READ  
MOTION BILLS AND PAYROLLS BE PASSED FOR PAYMENT

Councilman Harms moved that bills and payrolls not be read and passed for payment, seconded by Councilman Matarante, all members present voting Aye, said motion was adopted.

PASSAGE OF ORDINANCES

Second Reading and Public Hearing

ORDINANCE NO. 2213

AN ORDINANCE AMENDING CHAPTER 135 OF THE CODE  
OF THE BOROUGH OF ROSELLE PARK REGARDING  
LIVERY, LIMOUSINES/SHUTTLE BUS

Councilman Harms moved to open the public hearing on Ordinance #2213; seconded by Councilman Matarante and adopted.

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

Councilman Harms moved that Ordinance #2213 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Yakubov and adopted.

RESOLUTIONS

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

RESOLUTION NO. 168-07

WHEREAS, Kelly Masterson, Record Room Clerk for the Roselle Park Police Department in the Borough of Roselle Park has requested an unpaid leave of absence under the Family Medical Leave Act from June 19, 2007 to September 19, 2007; and

WHEREAS, the Mayor and Council of the Borough of Roselle Park desire to make clear the terms of Kelly Masterson'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 Kelly Masterson be and is hereby granted an unpaid leave of absence under the Family Medical Leave Act effective June 19, 2007 to September 19, 2007.

RESOLUTION NO. 169-07

WHEREAS, Teresa Mazzeo, Clerk for the Department of Public Works in the Borough of Roselle Park has requested an unpaid leave of absence under the Family Medical Leave Act from June 25, 2007 to July 22, 2007; and

WHEREAS, the Mayor and Council of the Borough of Roselle Park desire to make clear the terms of Teresa Mazzeo'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 Teresa Mazzeo be and is hereby granted an unpaid leave of absence under the Family Medical Leave Act effective June 25, 2007 to July 22, 2007.

RESOLUTION NO. 170-07

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the Borough Clerk be and is hereby authorized to advertise for bids for the project various improvements to the Casano Community Center.

RESOLUTION NO. 173-07

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, in the County of Union, that Nicole White, 18 West Colfax Avenue, Roselle Park, be and is hereby appointed to the temporary seasonal position of Clerk for a period not to exceed sixty (60) days, effective July 12, 2007 at the hourly salary of \$12.00.

RESOLUTION NO. 174-07

WHEREAS, due to rain, Resolution No. 143-07 is hereby rescinded; and

WHEREAS, the Mayor and Council of the Borough of Roselle Park in the County of Union wish to present a fireworks display for the entertainment of the Borough on August 7, 2007; and

WHEREAS, Fireworks by Castiglione, has submitted a proposal for said display; and

WHEREAS, this contract falls within the exception to the bidding procedure mandated by the Local Public Contracts Law, N.J.S.A. 40A:11-1 et. seq., as its value is less than the statutory threshold, now therefore be it,

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

1. The proposed agreement between the Borough and Fireworks by Castiglione for August 7, 2007 fireworks display at the cost of \$12,500.00 is hereby approved.
2. The Mayor and Borough Clerk are authorized to execute the said agreement.
3. A rain date of August 8, 2007 is necessary.

Councilman Harms moved the following resolution; seconded by Councilman Dinardo.

RESOLUTION NO. 171-07

WHEREAS, the Borough of Roselle Park and the Roselle Park Clerical Group, hereinafter referred to as the "Union," have been engaged in negotiations for the 2006-2009 contract years; and

WHEREAS, the UNION represents the Roselle Park Clerical employees, employed by the Borough of Roselle Park; and

WHEREAS, an Agreement was executed regarding wages, hours of work and other terms and conditions of employment; and

WHEREAS, said Agreement was ratified by the general membership of the Union.

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

1. The collective bargaining agreement between the Borough of Roselle Park and the Roselle Park Clerical Group is hereby extended for the period of January 1, 2006 to December 31, 2009 and all provisions therein are in the attached agreement.

Mayor DeIorio pulled this off consent so that Borough Labor Attorney Linda Niedweske can give highlights on the conclusion to the negotiations with the Clerical Group.

Ms. Niedweske clarified the changes in the contract that have been tentatively agreed to. She said it will be a four year contract and the salary increases are 3.75% across the board. She said the sick leave buy back at retirement would be raised \$500 so it would be \$6,500 from \$6,000. She said spousal medical insurance benefits for employees on or before December 31, 2005 are entitled to retiree medical coverage for their spouses pursuant to a previous practice. She said employees hired on or after January 1, 2006 shall not received medical insurance coverage for their spouse on retirement. Medical insurance employee contributions for the first two years of the contract are no contribution, and beginning July 1, 2008 there will be a 7% contribution, and as of July 1, 2009 there will be a 10% contribution. Ms. Niedweske said that upon retirement the employees will retire and continue to pay the same level as during the last year of employment. She said they are not entitled to an HMO, so it would be the indemnification plan or any other plan that is put into effect at the time of retirement. She said an employee may use sick leave to care for sick or injured family member in need of medical attention for a reasonable period of time. She said as long as there is documentation for absences for three or more days, the employee may use sick leave if he or she is disabled by illness or injury. She said the bereavement leave includes a primary caregiver or if a person is domiciled in the employee's home. She said if any employee is provided with any education training and they voluntarily resign in three years, they will reimburse the Borough for any monies that were put out for that education. The grievance procedures have been amended so if anyone is having difficulties with a Department Head, they can skip one of the steps and go to the next step so they don't have to bring it to the Department Head. The agreement will be amended to remove names and only reflect job titles.

Mayor DeIorio said regarding the medical benefits, it is very similar to the DPW contract.

Ms. Niedweske said the only difference is there will be one year that the clerical will not be paying a contribution.

Mayor DeIorio said we are falling in line with our non union employees.

Ms. Niedweske said if they want HMO, it is provided by the Borough; it is a mechanism for employees to move into the HMO plan. She said that is across the board with all the unions.

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

Councilman Harms moved the following resolution, seconded by Councilman Yakubov.

RESOLUTION NO. 172-07

WHEREAS, an emergent condition has arisen wherein the appropriations set forth in the 2007 temporary budget are insufficient to meet the financial obligations as set forth below and the payroll for municipal officers and employees, and

WHEREAS, the permanent budget for the year 2007 has not yet been adopted, and

WHEREAS, the total emergency temporary resolutions adopted in the year 2007 pursuant to the provisions of N.J.S.A.40A:4-20 including this resolution total \$13,148,665.51 and utility budget \$1,332,428.63

NOW, THEREFORE, BE IT RESOLVED by (not less than two-thirds (2/3) of all the members thereof affirmatively concurring) that in accordance with the aforementioned statute the 2007 temporary budget be and the same is hereby amended to provide for an emergency temporary appropriation in the amount of \$77,600.13 and utility budget \$0.00, said appropriations as follows:

<u>APPROPRIATIONS</u>	<u>SALARIES &amp; WAGES</u>	<u>OTHER EXPENSES</u>		
Mayor and Council	\$	-	\$	-
Municipal Clerk	\$	-	\$	-
Financial Administration	\$	-	\$	-
Audit Services	\$	-	\$	-
Assessment of Taxes	\$	-	\$	-
Revenue Administration	\$	-	\$	-
Liquidation of Tax Title Liens	\$	-	\$	-
Legal Services & Costs	\$	-	\$	-
Human Resources	\$	-	\$	-
Tax Appeals	\$	-	\$	-
Municipal Prosecutor's Office	\$	-	\$	-
Engineering Services & Costs	\$	-	\$	-
Buildings & Grounds	\$	-	\$	-
Planning Board	\$	-	\$	-
Board of Adjustment	\$	-	\$	-
Employee Group Insurance	\$	-	\$	-
Liability Insurance	\$	-	\$	-
Workers Compensation Insurance	\$	-	\$	-
Other Public Works Functions	\$	-	\$	-
Fire	\$	-	\$	-
Supplemental Fire Services	\$	-	\$	-
Fire Protection	\$	-	\$	-
Police	\$	-	\$	-
Traffic Control (Schools)	\$	-	\$	-
Aid to Volunteer Ambulance Company	\$	-	\$	-
Office of Emergency Management	\$	-	\$	-
Maintenance of Vehicles	\$	-	\$	-
Streets & Roads Maintenance	\$	-	\$	-
Solid Waste Disposal Costs	\$	-	\$	-
Solid Waste Collection	\$	-	\$	-
Recycling	\$	-	\$	-

<u>APPROPRIATIONS</u>	<u>SALARIES &amp; WAGES</u>	<u>OTHER EXPENSES</u>
Board of Health	\$	-
Animal Control	\$	-
Administration of Public Assistance	\$	-
Community Alliance Program	\$	-
Recreation Services	\$	-
Maintenance of Parks	\$	-
Celebration of Public Events	\$	-
Youth Center	\$	-
Community Center	\$	-
Historical Sites Office	\$	-
Senior Citizen Activities	\$	-
Environmental Services	\$	-
State Uniform Construction Code	\$	-
Shuttle Bus	\$	-
Union County S.L.A.P. Program	\$	-
Municipal Services Act	\$	-
Farmers Market	\$	-
Prior Years Bills	\$	-
Utilities:		
Street Lighting	\$	-
Fire Hydrant Service	\$	-
Cable TV 34	\$	-
Telephone	\$	-
Electricity	\$	-
Water	\$	-
Natural Gas	\$	-
Gasoline	\$	-
Contingent	\$	-
Contribution to:		
PERS	\$	-
Social Security (OASI)	\$	-
Consolidated PFRS	\$	-
PFRS	\$	-
State Unemployment Insurance	\$	-
Municipal Court	\$	-
Public Defender	\$	-
Maintenance of Free Public Library	\$	-
Police Dispatch/"911"	\$	-
PEOSHA Act/Board of Health	\$	-
L.O.S.A.P. Program	\$	-
Snow Emergency	\$	-
Implementation of Fair Housing - COAH	\$	-
Judgments	\$	-
Matching Funds For Grants	\$	(450.00)
Community Alliance Grant	\$	-
Community Alliance Grant Match	\$	-
Safe and Secure Grant	\$	-
Safe and Secure Grant Match	\$	-
Drunk Driving Enforcement Fund Grant	\$	-

<u>APPROPRIATIONS</u>	<u>SALARIES &amp; WAGES</u>	<u>OTHER EXPENSES</u>
Recycling Tonnage Grant	\$ -	\$ -
Body Armor Grant	\$ -	\$ -
Union County Kids' Recreation Trust Fund:		
Grant	\$ -	\$ -
Matching Funds	\$ -	\$ -
Clean Communities Grant	\$ -	13,150.13
Greening Union County Grant	\$ -	\$ -
Greening Union County Grant Match	\$ -	\$ -
Farmer's Market Grant	\$ -	450.00
Farmer's Market Grant Match	\$ -	450.00
Click It or Ticket Grant	\$ -	4,000.00
NJDEP Hazardous Discharge Site	\$ -	\$ -
Capital Improvement Fund	\$ -	\$ -
Sidewalk Replacement	\$ -	\$ -
Improvements to Chestnut Street and Downtown	\$ -	60,000.00
Bond Principal	\$ -	\$ -
Interest on Bonds	\$ -	\$ -
Reserve for Uncollected Taxes	\$ -	\$ -
Deficit in Dedicated Trust Assessment	\$ -	\$ -
Total Current Fund	<u>\$ -</u>	<u>\$ 77,600.13</u>

**Sewer Utility Budget**

<u>APPROPRIATIONS</u>	<u>SALARIES &amp; WAGES</u>	<u>OTHER EXPENSES</u>
Joint Meeting Sewer	\$ -	\$ -
Rahway Valley Sewerage Authority	\$ -	\$ -
Operations	\$ -	\$ -
PERS	\$ -	\$ -
Social Security	\$ -	\$ -
Unemployment Compensation Insurance	\$ -	\$ -
Capital Outlay	\$ -	\$ -
Maintenance of Vehicles	\$ -	\$ -
Bond Principal	\$ -	\$ -
Interest on Bonds	\$ -	\$ -
Total Sewer Utility	<u>\$ -</u>	<u>\$ -</u>

Councilman Harms said he wanted to make sure all Councilmembers know what we are getting pertaining to the stamping of the crosswalks. He said they received an email from Tom and he said the stamping is imbedded in the road and it holds up better than painting.

Mayor DeIorio said this is a long work in progress addressing a couple of issues on Chestnut Street. He said one ongoing issue is the issue of pedestrian crossing near the train station. He said they are trying to find ways to slow traffic or make traffic aware they are going into a high pedestrian area. He said safety wise, we are eventually going to be addressing from Chestnut Street and Lincoln Avenue to Westfield Avenue. He said they will also be getting a bulk rate purchase price from the County, because they are offering it to all the municipalities in Union County. Mayor DeIorio said also to address the appearance of the downtown area and incorporating it and the train station into on cohesive district.

Councilman Matarante said he is concerned that money might be used in more urgent areas. He said he is voting for the resolution, but he is not sure he is in favor of that part of the resolution.

Roll called, all member voting Aye, said resolution was adopted.

### PUBLIC COMMENT

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

#### Jacob Magiera, 612 Sheridan Avenue

- He said the Police Department was giving out coupons to children wearing helmets.
- He thanked Councilman Yakubov for his initiative with the County regarding mosquito control.
- He read an editorial from the Star Ledger pertaining to the closing of Union Hospital.
- He spoke to Mr. Blum about the sewer bills that were received.

Mr. Blum said cubic footage is taken from the sewer bill not the water bill. He said cubic footage is divided by 100 x the sewer rate of 2.09 and that would be the billing. He said it is a 2007 sewer bill and is based on prior year water consumption from April 2006 to March 2007 water reading bills. He said that he will work with the Tax Collector to get that corrected for the next year's bills.

- Mr. Magiera said the storm sewer catch basin on the corner of Spruce Street and E. Lincoln had been paved over by the contractor. He said with yesterday's storm there is debris all over and it is still not opened.
- He said pertaining to Public Service the trees that were cut down to install the high tension wires; the mature trees had a value of \$125,000. He asked if we will be reimbursed or if they will give us new trees.
- He asked for an update on yield for pedestrian signs; when will the Borough get the new ones that state "Yield to the Pedestrian in Crosswalks".

Mayor DeIorio said those costs were approved in the resolution this evening.

- Mr. Magiera said he has not yet received a copy of the report of pedestrians being struck on Chestnut Street between Westfield Avenue and Grant Avenue.
- He said the parking meters are still not working and we are losing tax dollars. He said since the state has repealed the 7% tax, the meters should be fixed.

Mayor DeIorio said the Police Chief has put together a budget for that to include in our capital budget. He said we are still looking for communities selling their old meters.

- Mr. Magiera asked about a resolution that the Mayor and Council would take \$2,000 per year pay cut. He also asked about the \$1,000 pay cut that was discussed at the budget meetings.

Mayor DeIorio said that we would donate to the fire victims, because that would go to help residents that directly need quick assistance.

- Mr. Magiera asked about the update on Borough assets; he asked if that has begun.

Mr. Blum said they will be sending Department Heads copies and the report cannot be broken down any further than we currently have it. He said all Departments will go through their inventory to properly update any deletions or additions to that.

- Mr. Magiera spoke about speeding in the area of E. Lincoln and W. Webster Avenue near Birch Street.
- He said hopefully we will get a cut on the fireworks because of the change in the date.
- He asked about the generator that we have at this building. When a new one is bought for this building, why can't it be transferred to the First Aid Squad to save money.

Mr. Villano said he does not know if the generator that is here is compatible with what is needed at the First Aid Squad building.

- Mr. Magiera asked about the painting of the mailboxes and some mailboxes need to be put back into the town.
- He asked for an update for hiring a worker to do tree work at the DPW.

Councilman Harms said there was an interview and it will be scheduled for a resolution at the July 19<sup>th</sup> meeting.

Mayor DeIorio said there was an article Mr. Magiera submitted to the Governing Body regarding the water projects. He said he read it and it appears the House passed the measure and the Senate is considering it, but it still has to go through the committee that bridges the Senate and the Congress. He said they are looking at the end of this year as possibly passing it, but there is some opposition from the White House to the bill because of the amount. He said in the article it said in 2000 there was a study done that identified the engineers were putting in for programs they were not supposed to for this program. He said any money would be a help for our Borough, but we have to make sure that it gets to us.

## Bill Crossett, 412 Galloping Hill Road

- He said the emergency light in Council Chambers needs to be checked.
- He said there is a hole in the ceiling of the men's room.
- He mentioned the newspapers that are thrown in the driveways saying Galloping Hill Road is a mess.

Councilman Matarante said if you see that, let the Code Enforcement Officer know because there is an ordinance for that. He said we cannot stop them, but if they are not following the Borough Ordinance, we can summonses them,

- Mr. Crossett thanked the Police Department for the "Click It or Ticket" Program on Galloping Hill Road. He said we see Police doing radar and traffic stops, but still the intersection of Lincoln and Galloping Road is a racetrack. He said it was mentioned about putting a no turn on red by McDonald's; there is one at the Magie side of Galloping Hill Road, but no one pays attention to them; it must be enforced.
- He asked if he could get the requirements of hands-free cell phones and if they are not, can they be pulled over.

Mayor DeIorio said the legislature just passed a bill making it a primary offense, but is not sure if the Governor has signed it yet. He said on July 23<sup>rd</sup> both the Assembly and Senate passed the bill making it a primary offense.

- Mr. Crossett asked if there is a requirement for skateboarders to have helmets.

Mayor DeIorio said he is almost positive that skateboarders do, but certain types of scooters do not.

- Mr. Crossett said Westfield has radar that they mount on telephone poles so they are movable.
- He asked if the CAP on the tax reform bill that the Governor signed last year was a 4% increase.

Mayor DeIorio said it was a 4% increase and there were certain exceptions to that, but for calendar municipalities it won't apply until next year.

- Mr. Crossett asked about tree trimming on Galloping Hill Road because of it being a County Road.

Mr. Wirzbicki said we do not address those trees because the County has the authority over those trees for trimming and maintenance.

Councilman Harms said if you have an issue with a tree, you can call the DPW.

- Mr. Crossett also asked about sidewalk repair on a County Road.

Councilman Harms said we have done County sidewalks in the past. He said they replace only ones that are damaged by tree roots.

Laura Hahn, 40 E. Sumner Avenue

- She said on behalf of the graduating class of 2007 she thanked the Mayor and Councilmen who were there showing their support.
- She said the Fourth of July event was very nicely advertised by everyone. She said that it was great that so many children were involved.

Councilman Matarante thanked her for being instrumental in getting the music for the event.

Jeanine Goodis, 152 Berwyn Street

- She asked about the center island on Westfield Avenue and has there even been thought about cementing them over to keep the dirt from running off. She said it would be much easier to clean that instead of planting trees and bushes all the time.

Mayor DeIorio said we have been told by Chuck Latini that their firm is participating in a NJ State Government group that is trying to address state highways across New Jersey. He said he informed us the State is supposed to be looking at the highways and refurbishing them. He said two weeks ago, we sent a letter to the State of New Jersey DOT to let them know we are interested in them coming here.

There being no one else wishing to speak, Councilman Harms moved to close the public portion; seconded by Councilman Matarante, all members present voting Aye, said motion was adopted.

Mayor DeIorio said there will be a public forum regarding the testing of the Little League Fields next Thursday, July 12<sup>th</sup> at 6:00 p.m. in Borough Hall.

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

- Potential Litigation – Guarriello & Dec Associates
- Personnel Matter – Greg Mayers
- Personnel Matter – Ken Longo
- On-going Negotiations – PBA
- Personnel Matter – Board of Health

INTERRUPT REGULAR ORDER OF BUSINESS

Councilman Harms moved to interrupt the regular order of business for a closed session meeting; seconded by Councilman Rubilla, all members present voting Aye, said motion was adopted.

## RESUME REGULAR ORDER OF BUSINESS

Councilman Harms moved to resume the regular order of business, seconded by Councilman Yakubov, all members present voting Aye, said motion was adopted.

Mayor DeIorio said during Closed Session, Council discussed the following matters:

- Potential Litigation – Guarriello & Dec Associates
- Personnel Matter – Greg Mayers
- Personnel Matter – Ken Longo
- On-going Negotiations – PBA
- Personnel Matter – Board of Health

## ADJOURNMENT

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

Attest:

Deputy Borough Clerk