

Borough of Roselle Park Regular Meeting of July 17, 2008

Attendee Name	Organization	Title	Status	Arrived
Ricky Badillo	Borough of Roselle Park	Councilman	P	7:30 PM
Rick Matarante	Borough of Roselle Park	Councilman	P	7:30 PM
Larry Dinardo	Borough of Roselle Park	Councilman	P	7:30 PM
Michael Yakubov	Borough of Roselle Park	Councilman	P	7:30 PM
Larissa Chen-Hoerning	Borough of Roselle Park	Councilwoman	P	7:30 PM
Modesto Miranda	Borough of Roselle Park	Councilman	P	7:30 PM
Joseph DeLorio	Borough of Roselle Park	Mayor	P	7:30 PM

Mayor DeLorio 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 provided 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 Cali read a short prayer followed by the Pledge of Allegiance.

COMMUNICATIONS

Councilman Badillo moved the following communications; seconded by Councilman Yakubov.

- Request from the West End Community Center to block off West Clay Avenue from Hexacon Electric Company to West Grant Avenue to hold Annual Family Picnic on Saturday, September 6, 2008 from 1:00 p.m. until 7:00 p.m. and to use Girl Scout Park for children's activities.
- Request from Indo American Seniors Association of Union County requesting permission to park in the Gazebo Area and Library on Sunday, July 27, 2008 from 5:30 p.m. to 11:00 p.m. during their Cultural Celebration held at the Middle School. They are also requesting use of our senior bus driver, in addition to providing Police presence.
- Request from Rose Augustine asking for permission to use the gazebo park for her wedding on August 30, 2008 at 5:00 p.m.

REPORT AND RECOMMENDATIONS OF MAYOR

- Announced the Borough's participation in a national effort, "Cell Phones for Soldiers", which will help more than 150,000 troops serving overseas and away from their families. They are calling on all Americans to support these men and women by donating unused cell phones. They hope to collect more than 50,000 cell phones to

help troops connect with their families. The program was started in Massachusetts by Robbie and Brittany Birkerest with \$21.00 of their own money. Since then, they have registered a non profit organization and raised almost one million donations and distributed more that \$500,000 in prepaid calling cards to soldiers serving overseas. The phones can be dropped off at the following Borough locations; Borough Hall, Roselle Park Library and the Casano Community Center. With the generous support of unused cell phones, we will be able to help over 100,000 men and women serving in our armed forces. There is also a website which is www.cellphonesforsoldiers.com.

- Announced the Borough is moving forward with helping our local businesses in an effort to attract new businesses. As the economy continues to suffer, we have noticed that many of our store fronts are vacant. To streamline the process and encourage tenants to move into the Borough and storefronts, we have implemented an ordinance that was created some time ago. It makes the permitting process for new businesses to move in much quicker. Before this ordinance, a business moving into the community would have to go before the Planning Board for a change of use; which could cause a lot of time for relocation of their businesses, as well as incur engineering and architectural fees. With the passage of the ordinance, they are able to get approvals from the Construction Department and in doing so, are able to cut down the time to a week or less depending on the zoning requirements of that particular area. He thanked the Special Improvement Committee for spearheading this effort and inviting landlords to attend a meeting to express their concerns about having store fronts empty and having interested tenants. We have enacted an opportunity for businesses, whether existing or new to have a point of reference through the Municipal Clerk's Office; they can get information about potential locations or if they want to register the business through our website. Many of the efforts have been moved forward because of legislative changes and also because of the hard work of many of our volunteers. The business community has been working hand and hand with our Special Improvement District Committee for improvements in the downtown area such as the crosswalks, some of the aesthetic improvements on Chestnut Street and new meters. There is also a business interested in acquiring parking spaces in the municipal lot.
- Recently an Appellate Court in New Jersey struck down an ordinance in a local community that would restrict sex offenders from 2,500 feet from an existing church, school park or playground. The Court ruled it is unconstitutional, which basically wipes out any local ordinances throughout the State from keeping sex offenders away from areas in which our children congregate. There are several efforts in the State legislature to pass laws to prevent sex offenders from living close to children; one has been through Assemblyman Eric Munoz who represents Roselle Park. Assemblyman Munoz has proposed a law and tried to move through the legislative process called the Jessica Lunsford Act. Jessica Lunsford was a young child who was found dead in Florida and the individual was a repeat sex offender who resided with family members avoiding the Megan's Law registration process. Through his efforts, we have been trying to get this law passed in New Jersey; the law would set mandatory minimum sentences for sex offenders from 25 years to life. It would also legislatively through law allow municipalities to set a 2,500 feet restriction for sex offenders from

living near churches, schools, parks or playgrounds. It would require them to be placed with a monitoring system. He would like to pass a resolution at the next meeting supporting the Jessica Lunsford Act and to ask the public to learn more about the act. He stressed the Jessica Lunsford Act be supported throughout our community and State.

REPORTS OF STANDING COMMITTEES AND OTHER MAYOR AND COUNCIL COMMITTEES

Councilman Dinardo

- Supported the Mayor regarding the Jessica Lunsford Act and the issue of the Court of Appeals wiping out the local ordinances.
- Next meeting of the Library Board will be in September.

Councilman Yakubov

- There were a couple of residents concerned with the traffic situation on Myrtle Avenue saying even though it is a one way street people from out of town are traveling in the wrong direction, which was dangerous. New “Do Not Enter Signs” have been installed in that area and the residents have told him it has helped and reduced the amount of cars going in the wrong direction.
- Brought up two articles that appeared in the Star Ledger, the first being our budget. He referred to an article pertaining to towns studying a four day work week for municipal employers in an effort to save money. It would reduce heating and cooling bills, along with commuting costs for workers who would have three day weekends, squeezing 40 hours into four days. This should be explored because we could find ways to still provide the same amount of service to residents, but cut costs. He would like to move this to committee for consideration.
- Spoke about the Rahway Valley Railroad Line which travels through Cranford and Roselle Park to Summit and also connects with Staten Island. At one point the County was going to reinstate the railroad line and ran out of money; but now they are looking to have it go through by the Fall. It is a huge blow to Roselle Park and it will affect the quality of life, safety and property values. There is a coalition currently opposing this attempt by the County and railroad to construct this railroad. He asked the residents of the community to become aware of this and speak in opposition of it.

Councilman Badillo

- The railroad did not listen to us, but misinformed us. There were letters sent by former Freehold Scutary saying they were not pursuing this project, while all along they were.
- Thanked everyone for attending and supporting the Little League tournament. He also thanked all the towns that participated; the money made at that tournament is used to send our children to other tournaments.

- Thanked everyone that attended the Fourth of July Celebration and supported the vendors and Little League that was running the concession stand. There were many compliments received on that day and he thanked everyone that worked on it.
- Referred to an article pertaining to the red light capture, which he will pass on to the Public Safety Committee and the Police Chief for their review.
- A report was received from ERM regarding the remediation of the Little League Fields. It is an extremely thick and technical report. He asked if Tom Griffith could condense it and put it in laymen's terms.

Councilman Matarante

- The tax bills will be sent out the end of next week and there is a resolution this evening to extend the due date.
- Has a closed session item regarding the negotiations regarding the contract with the Boys and Girls club.

Councilman Miranda

- Contacted the County and arranged for a battery recycling center, which will be located at the DPW yard for all Union County residents to drop off household batteries for recycling.

Councilwoman Chen-Hoerning

- The Fourth of July Celebration was a fun day and thanked Karen for organizing the event.
- Suggested a brief summary of the budget be given to residents that would be easy for them to understand. This can be brought to the Finance Committee to come up with a format for this.

Councilman Matarante said the Finance Committee typically does not meet except for the budget. He scheduled a Finance Meeting on Tuesday, July 22nd at 6:30 p.m.

Mayor DeIorio said Mr. Blum has drafted some pie charts and asked if that would be sufficient and Councilwoman Chen-Hoerning said that would be a good idea

- Councilwoman Chen-Hoerning reminded everyone that lives in a parking permit area to come to Borough Hall and pick up their permits.
- The Planning Board Meeting for Monday has been cancelled due to lack of agenda.

Mayor DeIorio said the court mandated mediation regarding the redevelopment of the Romerovski Site is continuing. This evening there will be an update during Closed Session. The mediation cannot be discussed, but all of Council will be brought up to speed. He said before any final decisions are made, we insisted and it has been agreed to that there will be a public presentation through the Court Master and the developer regarding whatever details were mediated throughout the process.

Councilman Badillo said for new residents in town, the parking permits are of no cost to the residents. We are still negotiating with Conrail regarding the particulars of the new Senior Citizen Housing and the imitative that we are moving forward with.

Mayor DeIorio reminded the seniors the Division of Taxation began mailing the 2007 Property Tax Freeze Reimbursement checks to eligible applicants. If you have not applied, there is an extension until August 15th which includes not only the Freeze Act, but the Homestead Rebate and the various programs available to senior citizens, the disabled and those who may have forgotten. He encouraged everyone to fill out applications for all that are eligible.

Councilman Matarante said there will be a second Closed Session item regarding negotiations with the Crossing Guard Union Contract.

REPORT OF DEPARTMENTS

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

- Treasurer’s Report June 30, 2008
- Municipal Court Report for June 2008
- Code Enforcement Report for May and June 2008
- Administrative Assistant Report for June 11 to July 11, 2008

MINUTES TO BE APPROVED, PENDING ANY CORRECTIONS

Councilman Badillo moved to approve the following minutes; seconded by Councilman Yakubov.

✓ Vote Record – Minutes – July 2, 2008		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Matarante	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Chen-Hoerning	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Miranda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

MOTION BILLS & PAYROLLS BE NOT READ

MOTION BILLS AND PAYROLLS BE PASSED FOR PAYMENT

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

CERTIFICATES AND PROCLAMATIONS

CERTIFICATES

- Jessica Henriques, Christina Masucci and Vanessa Vogler

- Joan Romanoff
- Jan and Nora Scholte

ORDINANCES

SECOND READING AND PUBLIC HEARING

ORDINANCE NO. 2247

AN ORDINANCE AMENDING CHAPTER XVI, SECTION 16-1.3
OF THE CODE OF THE BOROUGH OF ROSELLE PARK
FEES FOR A CONSTRUCTION PERMIT

Councilman Badillo moved to open the public hearing on Ordinance #2247; seconded by Councilman Miranda and adopted.

Jacob Magiera, 612 Sheridan Avenue

- Asked that the ordinance be explained.

Mr. Blum said this is an amendment to include the Fire Sub Code in the ordinance.

Mayor DeIorio said through a study of the various code permits in neighboring communities, we fell below the average of construction work fees that were being charged; this will keep us in line with what other communities are charging.

- In reference to the fee increasing, Mr. Magiera asked how much the Code Department realized in revenue in 2007 and how much to this point in time.

Mayor DeIorio said we do not have that information available for 2008 at this time.

Councilman Matarante said the fees have not gone up on the agenda tonight because the word fire must be added to it; the fee was changed about 1 ½ years ago.

Councilwoman Chen-Hoerning said that next time it be indicated why the ordinance is on the agenda.

Councilman Matarante said in 2007 the department brought in \$165,904.90. He said they do not have the number for his year available right now, but it can be gotten for him at a later time.

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

Councilman Badillo moved that Ordinance #2247 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Miranda.

✓ Vote Record – Ordinance #2247					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Matarante	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Chen-Hoerning	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Miranda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

INTRODUCTION

ORDINANCE NO. 2248

ORDINANCE TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said final budget appropriations to 2.5% or the cost of living adjustment of 3.5% over the previous years final appropriations; and,

WHEREAS, a municipality may, by ordinance, bank the difference between its final budget appropriations subject to the 2.5 % cap and the 3.5% cost of living adjustment when said difference is not appropriated as part of the final budget; and,

WHEREAS, the Governing Body of the Borough of Roselle Park, County of Union, hereby determines that this difference in the amount of \$96,442.74 that is not appropriated as part of the final budget shall be retained as an exception to the final appropriations in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, that any amount authorized herein above that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

BE IT FURTHER ORDAINED, that this Ordinance shall take effect immediately upon its final passage and publication according to law.

Councilman Badillo moved that Ordinance #2248 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on August 7, 2008; seconded by Councilman Yakubov.

✓ Vote Record – Ordinance #2248					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Matarante	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Chen-Hoerning	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Miranda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ORDINANCE NO. 2249

BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$2,128,255 FOR VARIOUS CAPITAL IMPROVEMENTS BY AND FOR THE BOROUGH OF ROSELLE PARK IN THE COUNTY OF UNION, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$1,740,000 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 and local improvement. For the said Improvements there is hereby appropriated the amount of \$2,128,255, such sum includes the sum of (a) \$135,000 expected to be received from the New Jersey Department of Transportation in connection with the improvement described in Section 3(a)(ii), (b) \$108,000 expected to be received from a Union County Development Block Grant in connection with the improvement described in Section 3(a)(ii), \$25,000 expected to be received from a Union County Development Block Grant in connection with the improvement described in Section 3(a)(v), \$25,000 expected to be received from a Union County Kids Recreation Trust Fund Grant in connection with the improvement described in Section 3(a)(v), and (c) \$95,255 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 \$1,740,000 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 \$1,740,000 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:

<u>Purpose</u>	<u>Appropriation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Average Period of Usefulness</u>
(i) Purchase of equipment and capital items for various departments including	\$178,569	\$169,250	5 years

Purpose	Appropriation and Estimated Cost	Estimated Maximum Amount of Bonds or Notes	Average Period of Usefulness
<p>but not limited to (a) turnout gear, helmets, pagers, radios, batteries, SCBA masks, SCBA bottles, nozzle and hose appliances, boots, IMS command boards, SCBA bag unit, tripod lighting, rescue and EMS equipment and ice machine for the Fire Department; (b) digital camera surveillance system for interior and exterior of headquarters, digital on board camera system for patrol vehicles for the Police Department; (c) power lift stretcher for the First Aid Squad; (d) vehicle lock box key holders; (e) digital recording system for the Clerk's office; (f) special OPS truck, bank radio charger, radios, wiring and antennae and digital scanners for Office of Emergency Management.</p>	595,805	334,000	12.84 years
<p>(ii) Reconstruction of various streets, including but not limited to Reconstruction of Roosevelt Street from West Lincoln Avenue to West Webster Avenue; Repaving of Laurel Avenue from Seaton Avenue to Webster Avenue; Resurfacing of East Webster Avenue from Chestnut Street to Spruce Street; Resurfacing of Filbert Street from Westfield Avenue to Warren Avenue (100 Block); Webster Avenue Sanitary Sewer Repair; Chestnut Street Crosswalks Phase II, 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.</p>	494,160	468,000	10 years
<p>(iii) Reconstruction of various streets including but not limited to Resurfacing of Ashwood Avenue from West Colfax</p>			

Purpose	Appropriation and Estimated Cost	Estimated Maximum Amount of Bonds or Notes	Average Period of Usefulness
Avenue to West Lincoln Avenue including sidewalks and curb assessments; Resurfacing of Maplewood Avenue from West Colfax Avenue to West Lincoln Avenue including curb assessments; Resurfacing of Myrtle Avenue from West Lincoln Avenue to West Webster Avenue including curb assessments; Resurfacing of Sumner Avenue from Walnut Street to Chestnut Street including sidewalks and curb assessment including all work and materials necessary therefor and incidental thereto;			
(iv) Joint Meeting of Essex and Union Counties sewer improvements.	264,721	251,000	40 years
(v) Various improvements to Borough property consisting of improvements to municipal buildings and property, generators for Borough Hall, Office of Emergency Management Building, Lorraine Firehouse and Central Firehouse, ADA compliant entrance door at Borough Hall and improvements to Acker Park and acquisition of recreational equipment, 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.	595,000	517,750	15 years
TOTAL:	\$2,128,255	\$1,740,000	

(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 \$1,740,000.

(c) The estimated cost of the Improvements is \$2,128,255, 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: Notice is hereby given to the owners of all lands and parcels of real estate benefited by the curbing improvements described in Section 3(a)(iii) hereof and affected by the improvements described therein, that the Borough intends to make and levy special assessments against all such lots and parcels of real estate in an aggregate amount not exceeding \$120,000. Such special assessments shall be made and levied in the manner provided by law and shall be as nearly as possible in proportion to and not in excess of the peculiar benefit, advantage or increase in value that the respective lots and parcels of real estate shall be deemed to receive by reason of the improvement. It is expected that the Borough will contribute \$0 to the cost of the improvement; however, if the amount of the special assessments as finally confirmed is less than the sum of \$120,000, as described in Section 3(a)(iii) hereof, then the Borough will also contribute the difference to the cost of the improvement.

SECTION 7: The owner of any land upon which an assessment for the local improvements relating to curbing described in Section 3(a)(iii) shall have been made, may pay such assessment in the number of equal yearly installments determined herein, with legal interest on the unpaid balance of the assessment. The first of such installments shall be due and payable two (2) months after the confirmation of the assessment, and each subsequent annual installment and interest shall be payable in each successive year, at such time as the governing body shall by resolution determine, provided that any owner of land so assessed shall have the privilege of paying the whole or any assessment or any balance of installments with accrued interest thereon, at one time. In case any such installment shall remain unpaid for thirty (30) days after the time it shall become due and payable, the whole assessment or the balance thereof shall become and be immediately due and payable, shall draw interest at the rate imposed upon the arrearage of taxes in the Borough, and shall be collected in the same manner as provided by law for other past-due assessments. Such assessments shall remain a lien upon the land described herein until the assessment, with all installments and accrued interest thereon, shall be paid and satisfied.

Notwithstanding anything herein to the contrary, the Borough shall have the right to waive default as may be permitted by law.

SECTION 8: The following additional matters are hereby determined, declared, recited and stated:

(a) (i) The Improvements described in Section 3 of this bond ordinance (excluding the Improvements described in Section 3(a)(iii) of this bond ordinance relating to the curbing improvements in the amount not exceeding \$120,000) 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.

(ii) The Improvements described in Section 3(a)(iii) of this bond ordinance relating to the curbing improvements are not current expenses, and are capital improvements or properties that the Borough may lawfully make or acquire as local improvements in the amount not exceeding \$120,000, and the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) (i) The average period of usefulness of the Improvements (excluding the Improvements relating to the curbing 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 16.34 years.

(ii) The average period of usefulness of the Improvements described in Section 3(a)(iii) of this bond ordinance relating to the curbing improvements, within the limitations of the Local Bond Law, taking into consideration the respective amounts of all obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 10 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 \$1,740,000 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$425,000 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.

(e) The number of annual installments within which the special assessments relating to the curbing described in Section 3(a)(iii) hereof, are to be levied on the lots and parcels of real estate benefited by the improvement is 10.

SECTION 9: Any funds or grant monies received for the purpose described in Section 3 of this Ordinance shall be used for financing said Improvement by application thereof either to direct payment of the cost of said Improvement or to the payment or reduction of the authorization of the obligations of the Borough authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvement shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this Bond Ordinance.

SECTION 10: 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 11: 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 \$1,740,000.

SECTION 12: 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 #2249 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on August 21, 2008; seconded by Councilman Miranda.

Councilwoman Chen-Hoerning asked if the items could be listed more specifically.

Mayor DeLorio said we can also list the various streets which include the reconstruction of Roosevelt Street from W. Lincoln Avenue to W. Webster Avenue; repaving of Laurel Avenue from Seaton Avenue to Webster Avenue; resurfacing of E. Webster Avenue from Chestnut Street to Spruce Street; resurfacing of Filbert Street from Westfield Avenue to Warren Avenue; Webster Avenue Sanitary Sewer Project; Chestnut Street Crosswalks Phase II and any necessary materials that go along with the projects. In addition, the reconstruction of Various Streets that include resurfacing of Ashwood Avenue from W. Colfax Avenue to W. Lincoln Avenue including any curb assessments and sidewalks; resurfacing of Maplewood Avenue from W. Colfax Avenue to W. Lincoln Avenue, resurfacing of Myrtle Avenue from W. Lincoln Avenue to W. Webster Avenue and resurfacing of Sumner Avenue from Walnut Street to Chestnut Street. Included in the improvements are the Essex and Union County Joint Meeting Sewer Authority, as well as improvements concerning the ADA compliance of the entrance to Borough Hall; improvements to Acker Park; the Office of Emergency Management Building; Lorraine Fire House; and Central Firehouse with the generators. This also includes many of the grants that were received to help fund many of the streets that are listed.

Councilman Badillo said we tried to partner with Union regarding Sumner Avenue, but they refused; we are continuing on our end.

✓ Vote Record – Ordinance #2249					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Matarante	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Chen-Hoerning	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Miranda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ORDINANCE NO. 2250

AN ORDINANCE DETERMINING POSITIONS ELIGIBLE FOR
THE DEFINED CONTRIBUTION RETIREMENT PROGRAM

WHEREAS, the State Legislature recently adopted Chapter 92 of the Laws of 2007 (N.J.S. 43:15C-1 et seq.) to create the Defined Contribution Retirement Program to provide retirement benefits to various county and municipal officials; and

WHEREAS, N.J.S. 43:15C-2 requires the Governing Body of each county, municipality, and other local entity to adopt, as appropriate, either a resolution or ordinance to determine the positions that are substantially similar in nature to the advice and consent of the Senate for appointments by the Governor of the State, pursuant to guidelines or policy that shall be established by the Local Finance Board in the Department of Community Affairs, and for which officials appointed to such positions shall be eligible for and shall participate in the Defined Contribution Retirement Program, subject to the provisions of law; and

WHEREAS, the Governing Body of the Borough of Roselle Park has considered the guidelines issues by the Local Finance Board;

NOW, THEREFORE, BE IT ORDAINED by the Borough of Roselle Park that:
Pursuant to N.J.S. 43:15C-2, the following positions are deemed to be eligible for and shall participate in the Defined Contribution Retirement Program:

Municipal Engineer;
Municipal Court Judge;

Individuals serving in the following positions are exempt from Defined Contribution Retirement Program membership, pursuant to N.J.S. 43:15C-2:

Tax Collector;
Chief Financial Officer;
Construction Code Official;
Qualified Purchasing Agent;
Tax Assessor;
Registered Municipal Clerk;
Electrical Subcode Inspector;
Plumbing Subcode Inspector;
Fire Subcode Inspector;
Principal Public Works Manager.

If an individual is appointed to one of the positions listed in Section 1 and the individual is not serving in a position as described in Section 2 above, the Pension Certifying Officer of the municipality may determine that the individual is not required to join the Defined Contribution Retirement Program if that individual; 1) Was an active participant in the Public Employee Retirement System on July 1, 2007 and continuously since that time; or 2) Has been appointed pursuant to a valid promotional process; or 3) Is appointed on a temporary, interim, or "acting" basis to a position requiring State Certification as set forth in Section 2 herein, and is in pursuit of the required certification; or 4) Meets such other exceptions that may be approved by the Local Finance Board or the Division of Pensions and Benefits.

This ordinance shall be implemented, construed and subject to the aforesaid Chapter 92 of the Laws of 2007 (N.J.S. 43:15C-1 et seq.) as amended from time to time, and any regulations or guidance documents from the Local Finance Board or the Division of Pensions and Benefits.

Should any part or parts of this ordinance be held to be invalid by any competent court of law, such invalidity shall only affect the part or parts held to be invalid, and all other parts shall remain in effect.

A copy of this ordinance shall be filed with the Director of the Division of Pensions & Benefits of the New Jersey Department of the Treasury.

This ordinance shall take effect upon its passage and publication as required by law.

Mayor DeIorio said the State recently passed registration that required certain positions to be part of a separate, defined contribution retirement program. It is in an effort to try to reduce the costs of our pension system for State and local government employees. Certain positions that were eligible for the Public Employment Retirement System will no longer be required. This ordinance is mandated by the State to be adopted listing the particular positions.

Councilman Dinardo asked if this will cost the same amount of money we were paying into PERS system.

Mayor DeIorio said by State law you are pulling certain people out of the PERS system into a separate plan.

Mr. Blum said the employee is paying 5.5% with this plan and the employer is still making a match. It is just set up as a different fund and goes into a plan set by the State. In the long run it is supposed to cost the municipality.

Mayor DeIorio said the State is creating a new pension system which would allow them the flexibility to make changes in the system

Councilman Badillo moved that Ordinance #2250 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on August 7, 2008; seconded by Councilman Yakubov.

✓ Vote Record – Ordinance #2250		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Matarante	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Chen-Hoerning	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Miranda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

PUBLIC COMMENT

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

Mayor DeIorio said recently there have been many changes being made in the Casano Community Center. Through ADA grant monies we were be able to install a new vestibule area with a handicapped accessible door. In addition, with the help of several volunteers we are improving the floor tiles, the ceiling tiles have been changed and improvements to the interior painting. Through a grant given to us by the County several years ago the funds are being used

to improve the physical structure of the Center inside and out. In the backyard area, the trees have been trimmed and the broken fence is being replaced to create an environment that seniors, families and individuals would be able to use for functions. In the back, the awning that is over the outside of the kitchen was seriously deteriorating and there was a leak in the roof and they are being replaced. There will be benches and tables purchased for the back area. Inside the Center is being cleaned up by getting rid of materials that are old and replacing them with new ones. A grill has been purchased for activities at the Center. Also the expansion of the storage area has been looked at. They have removed the old metal cabinets and enlarged the area where the pantry is. A 52" flat screened television has been purchased and plans to improve the patio area outside. Additional lighting will also be put in the backyard to provide security, but to provide aesthetic improvements as well. The Center was built in the 80's and needed improvements. Grant monies were researched and we are using existing grant monies, as well as securing new ones.

John Kostopoulos, 601 Locust Street

- Seniors should have been consulted to see what their needs are; they need shelves for storage.

Mayor DeIorio said that will be provided through the new closet area and the Healthy Bones Program will be provided in a secured area; in the previous area the cabinet was broken. We are not taking away storage, we are adding it. The Community Center Director, Ms. Intile has been informed of the improvements over the last year. She has been speaking to many of the seniors and did a survey last year soliciting the communities input. The Community Center Committee has also been advised and asked for input for improvements. He offered his apology for any groups that may not have been given the information.

Joe Caparoso, 348 Galloping Hill Road

- Proud resident of Roselle Park for 27 years.
- Wanted to speak on behalf of the Casano Center.
- Visited the Center and saw the improvements that are being made. At the front door the beautiful flowers placed there has a nice aesthetic emphasis on the building.
- Was given a nice tour by Ms. Cali, Ms. Intile and the Mayor.
- There will be three phases taking place at the Center.
- The first is tearing down, putting up and planning.
- The second and third phases will be an improvement.
- The backyard was a tremendous improvement.
- The construction that will take place will make a tremendous difference.
- The grill is state of the art and the TV will be magnificent.
- The temperature in the building was comfortable and it is a nice place for our seniors to relax and enjoy.
- Looking forward to the improvements being made and also volunteered to help.
- Commended Mayor and Council and everyone who has participated in the improvement.

Hank Calabrese, 200 Webster Gardens, #E5

- Resident of Roselle Park 25 years.
- Member of Community Center from right after it opened.
- It is a place he can go meet people and have conversation.
- What is taking place will be a big improvement.
- There are things being removed when Mr. Mauri was there.
- Many things were accumulated at the Center for use at another time.
- Progress is being made and nothing but good will come out of these improvements.
- No one should be blamed for the condition of the building and many things have needed replacement for many years.

Paul Irslinger, 155 W. Roselle Avenue

- Asked the Mayor to explain the future plans for the Casano Center.
- Rumors about renting the Center and the grounds for functions.

Mayor DeIorio said he has consulted Ms. Intile and the Community Center Committee to bring out the awareness of the Center. Renting the Community Center was enacted approximately a year ago to try to generate some new revenue; after receiving requests from several people over the years looking for a place that was inexpensive and available in their own community. Currently the Center is available for rent for events and they are looking at continuing that to generate new revenues to support the cost of the improvements. He and Ms. Intile had spoken about more promotion of the Center and we try to encourage people to be aware of the food pantry, which has been in effect for many years for those that need a helping hand. We want to create a way to let people know these programs exist; one way is through the internet. Over the last year, the Center calendar has been put on the website and we would like to create a mailing list to mail calendars to members. Because of people moving away, we want to encourage more people to use Center, membership has been dropping. We have community groups using the Center, such as the Indo-American organization and the Girl and Boy Scouts. We want to create an environment like in years past, to attract new volunteers and new energy to support the existing programs and bring about new ones.

- Mr. Irslinger said in the process of what is happening, why does it have to affect the current programs the seniors are doing, and asked about the relocation of the refrigerator.

Mayor DeIorio said improvements with any renovations go through some challenges no matter where it takes place. The television is being replaced because it was broken.

- Mr. Irslinger asked about the expansion of the storage room.

Mayor DeIorio said 1½ years ago he met with Ms. Intile and indicated to her that he wanted the Borough's focus not to be only town wide improvement, but bring about a new facelift to the Community Center. None of what is currently happening hasn't already been discussed with her. There were complaints about the front entrance and grass was planted. He

received a complaint in November that the bulletin board outside the Center still had July's events, which is unacceptable. He encouraged Ms. Intile to seek a new sign and perhaps get something electronic, which would be more appealing and easier to use. There are two refrigerators and one freezer in the building. If someone goes into the Center with their lunch, anyone in the Center can put the lunch in the refrigerator for them. All of this has been discussed over the last year and a half with Ms. Intile and he has mapped out some ideas to her to improve not only the physical aspect, but to get more people involved; the end goal is to improve the Community Center.

- Mr. Irslinger asked about renting the Center.

Mayor DeIorio said the fee would be according to what areas would be rented; if it is just the inside, it would be less than renting the inside and back area.

- Mr. Irslinger asked if the area in back is still Green Acres property; any monies generated from that piece of property cannot go into the Borough general fund.
- That piece of property is available for the use of any resident in the State of New Jersey.
- Where is the money coming from for the improvements.

Mayor DeIorio said there are funds from an outstanding grant that was awarded by Union County and some will be Borough funds.

- Mr. Irslinger asked who is responsible for the senior fund and Mayor DeIorio said Ms. Intile.
- Asked if she has been informed of the purchases and Mayor DeIorio said yes.
- How much money is in the fund and Mr. Blum said about \$20,000 prior to the purchases for the improvements.

Mayor DeIorio said the grant was awarded by Union County included the purchase of the outdoor furniture, tables and umbrellas. The improvements are being made in the Center because a year and a half ago he made it a point to improve different parts of the Borough; one is to focus on improving the building, which was built in the 80's.

- Mr. Irslinger said none of the seniors are objecting to the improvements, but you still must service the seniors.
- Brought up the issue of moving the refrigerator and microwave being moved to back of room.

Glen Marzewski, 622 Sherman Avenue

- What is the job of the Casano Center Director and Mayor DeIorio said it is to direct the Center, be in charge of the facilities, monitor the programs, apply for grants and provide for programs such as the fire works and other initiatives from the Mayor and Council.
- Asked about the ordinance change pertaining to sex offenders and monitoring them.

- What is happening with the ball fields and Councilman Badillo said they have received a report.
- Why can't the DPW move the dirt and Councilman Badillo said it is not easy; there are laws that have to be obeyed and special licenses to move contaminated dirt.

Mayor DeIorio said the actual removal of the dirty soil can only happen with the NJDEP's approval; they have very narrow and specific guidelines. For anyone to remove the soil, they need proper certification, licensing, how and where it is going to be disposed and how it is enclosed during the disruption of the soil.

- Mr. Marczewski asked if there are going to be any public meetings with Avalon Bay.

Mayor DeIorio encouraged the public to come to any public meetings and give their opinions on the project. According to the court appointed master's guidelines, there will be a presentation made. The Governing Body has insisted that before any decision is made, the public has an opportunity to listen and ask questions. Ultimately when the process is concluded to the point of no more mediation, Avalon Bay will be mandated to come before the public to make a presentation.

- Mr. Marczewski said the amount of money spent will be very high.
- Asked about changing the ordinance from commercial/industrial to residential and Mayor DeIorio said it was changed to a redevelopment zone to encourage the development in that area.

Jacob Magiera, 612 Sheridan Avenue

- Will the Green Acres area at the Casano Center be open and where will the furniture and grill be stored and Mayor DeIorio said that area has always been locked. The furniture similar to what was there for many years can be secured. In the past there were benches in that area and nothing had ever been taken.
- What material are they made of and Mayor DeIorio said treated wood and metal.
- Get opinion from Borough Attorney as to whether the Green Acres area should be locked.
- Seniors have been paying property taxes many years and are the foundation of every good community.
- Asked about the money Comcast gives the Borough and where does money go.

Mayor DeIorio said the State Franchise Fee is imposed by the State throughout each municipality, and there is a subscriber tax based on the number of subscribers in that municipality.

Mr. Blum said this year we received \$39,945.86.

Mayor DeIorio said those monies go to help subsidize the existing TV34 broadcast expenses, as well as any monies leftover are used to reduce the impact of our property taxes.

- Mr. Magiera said \$1,440 of that money could be used to televise Zoning and Planning Board Meetings.
- Referred to an article in the Star Ledger pertaining to Comcast and the Town of Edison.
- Asked if the Borough receives a yearly increase from the cell phone tower and Mayor DeIorio said we do receive rent and an increase based on the contract.
- Referred to the joint complaint regarding increased air noise.
- Asked about the fence at the main parking lot and Mayor DeIorio said there was a follow up meeting with the residents that would be affected by it.

Councilman Badillo said there is a maintenance cost with a chain link fence and also want uniformity through the town.

Mayor DeIorio said the fencing at Aldene Park was changed from chain link to aluminum to provide more security and the same thing will be done at Acker Park and the Community Center.

- Mr. Magiera asked about the Federal Stimulus Rebate Check.
- Update on mosquito spraying and Mayor DeIorio said the DPW is providing the service and it is available through the County.
- Will we receive a graph with the tax bill.
- Update on energy conservation.
- Referred to bicycle safety helmets.
- Referred to term limits for all elected officials, two terms and out, municipal, county, etc.

Ms. Chippy Meade, 525 Spruce Street

- Roselle Park resident for 67 years.
- Actively participates in the senior Community Center.
- The Center gives seniors the chance to play cards, bingo and social opportunities.
- Active members at the senior Center should be informed when changes in the Center occur.
- Decision has been made to move a small refrigerator from the front to the back portion of the building; it is a necessity for disabled members who may have difficulty walking to the back of the kitchen.
- Urged Council to stop making decisions that affect the happiness of the seniors.
- Referred to Senior Citizen Housing in Roselle Park.

Nancy Kinloch, 336 Sheridan Avenue

- There on behalf of the Board of Education and spoke about graffiti at the school.
- Pop Warner uses the field and is responsible for upkeep.
- Thanked Councilwoman Chen-Hoerning regarding repair of sidewalks in front of the High School.

- Spoke about the safety netting above the fences to protect residents from balls going over the fence.

Councilman Matarante said there are 20-30 balls per game that go over the fence on the Colfax Avenue side.

Councilman Badillo said on the Webster Avenue side, it is not hitting the building but many of the parked cars. He understands the budgetary constraints, but it is for the safety of the residents.

- Mrs. Kinloch asked that a representative from Council attend the next Board of Education Meeting and present their information.

Councilman Badillo said because someone does buy a home near a ball field or a park and knows there may be noise or balls going over the fence, we should still be able to improve the safety of their property.

Mike Smith, 818 Allen Street, Linden

- Supports Resolution #167-08, supporting Assembly Bill A-2654 authorizing special Gold Star family license plates for families of servicemen and women who have lost their lives while in active duty.

Patrick Jones, 5B Sheridan Avenue

- Referred to U turns on E. Westfield Avenue and Sheridan Avenue, it is very bad.
- Referred to potholes in that area and asked if that can be repaired.
- The street is never plowed when it snows.
- It is difficult to get out of the street because the cars parked on the street are blocking the traffic. There was a yellow line in the past, but it is now gone.
- People are also going across through two lanes of traffic to get into the condominiums.
- Asked if the one block of Sheridan Avenue could be a one way going in.
- Asked if there is a possibility of permits for those residents.
- The handicapped curb in front of 400 E. Westfield Avenue is broken.

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

RESOLUTIONS

The following routine resolutions, listed on consent agenda, were offered by Councilman Badillo; seconded by Councilman Yakubov.

RESOLUTION NO. 165-08

WHEREAS, all Plenary Retail Consumption, Retail Distribution, Limited Distribution and Club Licenses will expire on June 30, 2008; and

WHEREAS, the following applicants have complied with the provisions of the Act of the Legislature entitled, "An Act Concerning Alcoholic Beverages", being Chapter 436 of the Laws of 1933, its supplements and amendments, and with the Rules and Regulations issued or to be promulgated by the State Commissioner of Alcoholic Beverage Control applicable, thereto, now therefore

BE IT RESOLVED, that the Borough Clerk be and is hereby authorized to issue licenses to expire June 30, 2009, to the following as approved by the License Committee:

PLENARY RETAIL CONSUMPTION LICENSES - \$1385.00

2015-33-012-004 Solar Do Minho II, Inc., 147 West Westfield Avenue, Roselle Park

✓ Vote Record – Resolution #165-08		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Matarante	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Chen-Hoerning	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Miranda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION NO. 166-08

WHEREAS, Alice Kupetz of the Borough of Roselle Park Community Alliance Against Substance Abuse Information and Crisis Center is on unpaid leave from June 28, 2008 to August 31, 2008; and

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

WHEREAS, Alice Kupetz's leave has been duly approved by the Roselle Park Community Alliance Against Substance Abuse Information and Crisis Center;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park hereby find that Alice Kupetz of the Borough of Roselle Park Community Alliance Against Substance Abuse Information and Crisis Center is on approved, though unpaid, leave from June 28, 2008 to August 31, 2008.

✓ Vote Record – Resolution #166-08		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Matarante	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Chen-Hoerning	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Miranda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION NO. 167-08

WHEREAS, Assembly Bill No. A-2654 authorizes a special Gold Star Family license plate for families of servicemen and servicewomen who lost their lives while on active duty for the United States; and

WHEREAS, this bill would permit the Chief Administrator of the New Jersey Motor Vehicle Commission, upon proper application, to issue Gold Star Family license plates for any motor vehicle owned or leased by either the parent, step parent, foster parent, spouse, sibling or half sibling of a member of the armed services who lost his/her life while on active duty for the United States and registered in the State; and

WHEREAS, this bill demonstrates a final salute, a final honor and a final act of reverence to be generated to those parents whose military children have made such an incalculable sacrifice in defense of America; and

WHEREAS, Assemblywoman Nilsa Cruz-Perez, Assemblywoman Valerie Vainieri Huttle and Assemblywoman Linda Stender are the primary sponsors of this legislation, which authorizes a special Gold Star Family license plate for families of servicemen and servicewomen who lost their lives while on active duty for the United States;

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

1. That the Governing Body strongly supports Assembly Bill No. A-2654 authorizing a special Gold Star Family license plate for families of servicemen and servicewomen who lost their lives while on active duty for the United States;
2. That a copy of this resolution be forwarded to the sponsors of this bill, to the members of the 21st Legislative District and to all Union County Municipalities.

✓ Vote Record – Resolution #167-08		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Matarante	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Chen-Hoerning	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Miranda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION NO. 168-08

WHEREAS, the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and,

WHEREAS, the Mayor and Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough Council has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Union;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Roselle Park, County of Union, State of New Jersey hereby recognizes the following:

1. The Mayor and Council does hereby authorize submission of an application for the Roselle Park Municipal Alliance grant for calendar year 2009-11 in the amount to be determined by Request for Application (RFA) Process.
2. The Mayor and Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the required amounts of 25% Cash and 75% In-kind matches, and the administrative compliance and audit requirements.

✓ Vote Record – Resolution #168-08					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Matarante	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Chen-Hoerning	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Miranda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION NO. 170-08

WHEREAS, the Borough of Roselle Park no longer has use for the attached automobiles and bicycles, therefore, be it

RESOLVED, by the Mayor and Council of the Borough of Roselle Park that the Borough Clerk be and is hereby authorized to sell the attached items, as is, at public sale at a date within 60 calendar days. The auction will be advertised in the following media, Union Leader and Star Ledger and Borough of Roselle Park Web Site.

1. Said sale shall be conducted by the Borough Clerk or by any person so designated by her.
2. Said property is being sold “as is”.
3. All prospective purchasers are put on notice to personally inspect the property.
4. At the Time of said sale, the purchaser shall deposit the entire purchase price with the Borough Clerk in cash or certified check made payable to the Borough of Roselle Park.
5. If the purchaser fails to take title and possession within ten (10) days of the date of purchase, the Governing Body of the Borough of Roselle Park may declare the contract of sale to be terminated and may retain all monies paid there under as liquidated damages, and the Borough may resell said property or pursue such other and further legal and equitable remedies as it may have. If the purchaser fails to take title or possession within said ten (10) days, purchaser will be liable for reasonable storage fees.
6. If the title to this property shall prove to be unmarketable, the liability of the Borough shall be limited to the repayment of the amount of any sums paid by said purchaser to the Borough without any further costs, expense, damage, claim against or liability upon the Borough.
7. The Borough of Roselle Park reserves the right to reject all bids and shall not be obligated to accept any bids
8. All prospective purchasers are put on notice that no employee, agent, officer, body or subordinate body has any authority to waive, modify or amend any of the within conditions of sale.

Vehicles To Be Auctioned

<u>Year</u>	<u>Manufacturer</u>	<u>V.I.N.</u>
	Chevy Caprice	2falp71worx198667
	Crown Victoria	2falp71w2tx172658
	Ford Ambulance	1fdke30l7hbb53117
	Chevy Caprice Classic	1g1b15178kr198262
	Infinity J30	9jnkay21d7pm006499

Bicycles To Be Auctioned

1. 2006-004266: Blue boys bike
2. 2006-017415: Red boys bike
3. 2006-016891: Silver/blue boys bike

4. 2006-016813: Red mongoose boys bike
5. 2006-018966: Blue Boys Murray
6. 2006-005914: Red Next boys bike
7. 2006-014250: Black Boys Elite FS
8. 2006-006439: Silver Red Magna
9. 2006-005230: Blue Huffy
10. 2006-003863: Silver Boys
11. 2006-017234: Rhino White/Black
12. 2005-015911: Blue Black Boys
13. 2005-010339: Huffy Boys
14. 2005-013175: Schwinn 21 Speed
15. 2006-011364: Vertical Boys bike
16. 2006-010655: Silver boys BMX
17. 2005-015984: Tan
18. 2006-007035: Silver/Blue
19. 2006-003386: Mongoose Boys bike
20. Unknown serial # Boys bike
21. 2006-013175: Purple bike
22. Unknown serial # Boys bike
23. 2008-011500: Mongoose Boys bike
24. 2008-011842: Red Magna boys bike
25. 2007-011553: Red Magna Boys bike
26. 2007-016176: Blue Boys bike
27. 2007-013345: Blue boys mountain bike
28. 2007-012604: Rhino yellow/black boys
29. 2007-011494: Green boys Huffy
30. 2007-016048: Silver Huffy
31. 2007-012867: Black/Yellow boys bike
32. 2007-006722: Blue/Grey boys bike
33. 2008-007302: Kids/Bike
34. 2007-016570: Purple/Bike Boys bike
35. 2008-000692: Green Boys Bike
36. 2007-013995: Blue boys bike
37. 2007-016729: Red Huffy bike

✓ Vote Record – Resolution #170-08		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Matarante	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Chen-Hoerning	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Miranda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION NO. 173-08

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, in the County of Union, that the resignation of Ana Milanes from the position of part time Court Clerk in the Roselle Park Municipal Court effective July 11, 2008 be and is hereby accepted.

✓ Vote Record – Resolution #173-08		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Matarante	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Chen-Hoerning	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Miranda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION NO. 174-08

BE IT RESOLVED that Amarilys Arias, 1148 Louisa Street, Elizabeth, New Jersey 07201 be and is hereby appointed to the position of part time Court Clerk in the Roselle Park Municipal Court, for a six month probationary period, effective July 14, 2008 at a salary of \$12.02 per hour.

✓ Vote Record – Resolution #174-08		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Matarante	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Chen-Hoerning	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Miranda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION NO. 175-08

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, Union County, New Jersey that the contract for the First Aid Squad Generator was performed by Industrial Electric Service and Engineering, Inc. in accordance with the Plans and Specifications as directed by the Borough Engineer. The Contractor having supplied an invoice for said project is hereby accepted and payment in the amount of Thirty Two Thousand Four Hundred Eighty Seven Dollars and Zero Cents (\$32,487.00) is hereby approved.

✓ Vote Record – Resolution #175-08		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Matarante	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Chen-Hoerning	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Miranda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION NO. 176-08

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park of Union County, New Jersey upon the recommendation of the Borough Engineer that the Change Order for the Contract listed below be and is hereby approved.

Title	First Aid Squad Generator
Contractor	Industrial Electric Service & Engineering
Change Order #	1
Amount of Change Order	\$3,240.00 (9.97%)

✓ Vote Record – Resolution #176-08					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Matarante	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Chen-Hoerning	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Miranda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION NO. 177-08

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park of Union County, New Jersey upon the recommendation of the Borough Engineer that a contract be and is hereby awarded to Montana Construction Co., 80 Contant Avenue, Lodi, NJ 07644 for the project Union Road Storm Sewer Phase II in the amount of \$73,320.69.

✓ Vote Record – Resolution #177-08					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Matarante	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Chen-Hoerning	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Miranda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION NO. 178-08

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park of Union County, New Jersey hereby awards a professional service contract to Neglia Engineering in the amount of \$17,600.00 for the construction management of the project East Clay Avenue resurfacing.

✓ Vote Record – Resolution #178-08					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Matarante	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Chen-Hoerning	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Miranda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION NO. 179-08

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park that the Mayor and Council hereby authorize the extension of the due date for the payment of taxes until August 20, 2008.

✓ Vote Record – Resolution #179-08					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Matarante	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Chen-Hoerning	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Miranda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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

RESOLUTION NO.169-08

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, that the Conditional Lease, for parking spaces in the Municipal Lot, with Personal-Touch Home Health Services and the Borough of Roselle Park dated July 17, 2008, is hereby approved for the calendar year 2008 pursuant to the terms and conditions as in original Lease at an annual rate in the amount of \$1,600.00.

Councilman Dinardo asked how many spaces will be used and Ms. Cali said two at \$1,600 per year.

✓ Vote Record – Resolution #169-08		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Matarante	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Chen-Hoerning	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Miranda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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

RESOLUTION NO. 171-08

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2008.

BE IT FURTHER RESOLVED, that the Budget be published in the Union Leader in the issue of August 7, 2008.

The Governing Body of the Borough of Roselle Park hereby approves the following as the Budget for the year 2008.

Notice is hereby given that the Budget and Tax Resolution was approved by the Mayor and Council of the Borough of Roselle Park, County of Union on July 17, 2008.

A Hearing on the Budget and Tax Resolution will be held at Borough Hall on August 21, 2008 at 7:30 o'clock (p.m.) at which time and place objections to said Budget and Tax Resolution for the year 2008 may be presented by taxpayers or other interested persons.

General Appropriations for:	
Appropriations within “CAPS”	
Municipal Purposes	\$9,870,627.00
Appropriations excluded from “CAPS”	
Municipal Purposes	2,937,265.44
Total General Appropriations	
Excluded from “CAPS”	2,937,265.44
Reserve for Uncollected Taxes-Based on Estimated	
97.50% of Tax Collections	737,000.00
Total General Appropriations	13,544,892.44
Less Anticipated Revenues Other Than Current Property Tax	

(i.e., Surplus, Miscellaneous Revenues and Receipts from Delinquent Taxes)	3,851,151.98
Difference: Amount to be Raised by Taxes for Support of Municipal Budget	
Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	9,693,740.46

Councilman Matarante said the 2008 budget represents an increase of \$153.40 for the average house assessed at \$65,000 for municipal taxes. The preparation of the budget was a difficult process. When they first started out, the budget was at an increase of \$257.40 per house assessed at \$65,000. The Governing Body worked diligently to reduce this amount and stabilize taxes without compromising the level of service. In 2008 we ordered more shared service programs to try to help save costs. The Welfare Department was sent to the County on February 1, 2008. In addition to Welfare, Council is also doing the IT services for the Borough. Another positive item for the 2008 budget are we have a full time Tax Collector, four bulky waste pickups instead of three and vegetative waste pickup instead of grass. We did face some mandatory appropriation increases such as our pension, PERS, our pension PFRS, our statutory contribution to the Library, insurance costs and debt services. Those increases came to \$438,794.34 which represented \$98.20 of that \$153.00 per \$65,000 assessed house. Another factor that worked against the Borough, along with the municipalities in New Jersey, was the loss of State Aid. After a slight increase in 2007, the first in years, we were hit with a decrease of \$166,606.00 in State Aid. This amounts to \$37.38 for the average house assessed at \$65,000. One can see they faced a difficult task. With the five appropriation categories listed and the loss of State revenues, they already had a tax impact of \$135.67. He informed the residents that by paying their taxes on time in the year they are due, greatly reduces the reserve fund of collected taxes. Each year the Tax Office is given the amount to collect through taxation, which includes County tax, County open space tax, school tax and municipal tax. The Borough must pay these taxes due to the County and school whether or not the contractors are paid by the taxpayer. When a taxpayer does not pay their taxes in the year that they are due, ultimately it increases the tax rate for the following year. All taxpayers suffer as the result of property owners not paying taxes in the year that they are due. As a Governing Body, they will try to stabilize taxes and maximize services to our residents.

Councilwoman Chen-Hoerning said there were many meetings regarding the budget this year. Because there are two new Councilmembers, this year there should have been a clearer process than it was. They did not start meeting until March and at times there was a lack of quorum. This is her first budget and hopes they did a good job. She looks forward to working on a summary so the residents get a good sense where the money is coming from and going.

Councilman Matarante said for clarification the first meeting for introduction to the two new Councilmembers was on January 31st and the first budget meeting was in February. He agreed any new sitting Councilperson should receive an orientation, it is one of the most important things they do for the Borough. The practice is ever changing and we have to find better ways to get our budget prepared. It was an important first step to have an orientation meeting for new members. The process did begin in February and there were five cancelled meetings and seventeen meetings where they did meet from the beginning of February through

the end of June. It was a bad year in the terms of people's availability and that has not happened in the six years he has been on Council. He welcomes any new ideas or suggestions for change that Councilmembers may have.

Councilwoman Chen-Hoerning said the budget process is unusual in having all of Council participating; it is a great way for everyone to know where the money is going. She asked if they would consider changing the process; many municipalities have their professionals sit down and do the budgets.

Councilman Matarante said they have been doing it this way because it is an open public meeting and gives more access to the public. He is not sure if they had the Chief Financial Officer and Department Heads prepare the budget, how public that would or could be. He would like to see it more affective and more efficient and we can put that on the agenda for the Finance Meeting.

Mayor DeIorio thanked all the Department Heads, especially Mr. Blum's efforts in putting together the budget books. He said in the 17 years he has done budgets for the Borough, this is the most detailed working document he has ever seen. When this process was begun, we wanted to provide as much working document information as possible. The information given to Council was so detailed that each Councilmember had an opportunity to see the finer points of our municipal budget. They tried to get the budget process started early. With the information that was supplied to them, it takes a tremendous amount of time to review. Mayor DeIorio said they are always open to making changes to the process. In the past they have talked about having professionals preparing the budget like a majority of municipalities. Because the Councilmembers are so involved with the budget, they would not feel comfortable with that. They did have difficulty in scheduling with all the various work commitments involved. They started out with an introduction to the municipal budget for the two new members, which is new for this year. There were 17 meetings held, five of them were cancelled but two of them were cancelled because of the CFO's illness. There were meetings without a quorum, but they did meet. He said overall this is probably the most number of meetings they have ever had and the public had 14 opportunities to speak on the municipal budget, not including the public hearing that is scheduled. Mayor DeIorio thanked Doreen Cali because she was there making sure all records were kept properly.

Councilman Badillo said it is not unusual for municipalities for passing their budget this late; they were waiting for various information to complete the budget. It is ironic for a State that shut down at one time, is going to send letters to municipalities that get their budgets in late. He said he likes the involvement in the budget; there were several meetings he participated in on the telephone because he wanted to be part of the process. Seventeen meetings are a lot of meetings for the public to come and give their opinion and that should not be changed. There will always be times everyone cannot make all the meetings. He thanked everyone that worked so hard on the budget. He said they get criticized when they rush through the budget and now are being criticized because they took their time and are very diligent. He is proud of everyone on the dais, they all gave 100% of what they could and came up with a great budget. He commended Mr. Blum for producing such a detailed document, making it very easy for us. He said if they did not have all the mandates, the taxes would not have gone up as much.

Mayor DeIorio said the public hearing will be on August 21, 2008 in Borough Hall at 7:30 p.m. and encouraged the public to attend.

✓ Vote Record – Resolution #171-08		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Matarante	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Chen-Hoerning	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Miranda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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

RESOLUTION NO. 172-08

WHEREAS, the Borough of Roselle Park desires to amend the 2008 Temporary Capital Budget of said municipality by inserting thereon the items therein shown in such budget for:

Purchase of Equipment and capital items for various departments including but not limited to (a) turnout gear, helmets, pagers, radios, batteries, SCBA masks, SCBA bottles, nozzle and hose appliances, boots, IMS command boards, SCBA bag unit, tripod lighting, rescue and EMS equipment and ice machine for the Fire Department; (b) digital camera surveillance system for interior and exterior of headquarters, and digital on board camera system for patrol vehicles for the Police Department; (c) power lift stretcher for the First Aid Squad; (d) vehicle lock box key holders; (e) digital recording system for the Clerk’s office; (f) special OPS truck, bank radio charger, radios, wiring and antennae and digital scanners for Office of Emergency Management.

Reconstruction of various streets, including but not limited to reconstruction of Roosevelt Street from West Lincoln Avenue to West Webster Avenue, Repaving of Laurel Avenue from Seaton Avenue to Webster Avenue, Resurfacing of East Webster Avenue from Chestnut Street to Spruce Street, Resurfacing of Filbert Street from Westfield Avenue to Warren Avenue (100 Block), Webster Avenue Sanitary Sewer Repair, Chestnut Street Crosswalks Phase II, 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.

Reconstruction of various streets including but not limited to Resurfacing of Ashwood Avenue from West Colfax Avenue to West Lincoln Avenue including sidewalks and curb assessments; Resurfacing of Maplewood Avenue from West Colfax Avenue to West Lincoln Avenue including curb assessments; Resurfacing of Myrtle Avenue from West Lincoln Avenue to West Webster Avenue including curb assessments; Resurfacing of Sumner Avenue from Walnut Street to Chestnut Street including sidewalks and curb assessments, including all work and materials necessary therefore or incidental thereto, all as shown on and in accordance with the plans and specifications thereon on file in the Office of the Clerk.

Joint Meeting of Essex and Union Counties sewer improvements.

Various improvements to Borough property consisting of improvements to municipal buildings and property, generators for Borough Hall, Office of

Emergency Management Building, Lorraine Firehouse and Central Firehouse, ADA compliant entrance door at Borough Hall and improvements to Acker Park and acquisition of recreational equipment, including all work and materials necessary therefore or incidental thereto, all as shown on and in accordance with the plans and specifications therefore on the file in the Office of the Clerk.

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

AMENDMENT
 TEMPORARY CAPITAL BUDGET OF THE
 BOROUGH OF ROSELLE PARK
 COUNTY OF UNION, NEW JERSEY

PROJECTS SCHEDULE FOR 2008

METHOD OF FINANCING

<u>PROJECT</u>	<u>ESTIMATED COSTS</u>	<u>BONDS OR NOTES AUTHORIZED</u>	<u>CAPITAL IMPROVEMENT FUND</u>	<u>GRANTS</u>
Purchase of Equipment and capital items For Various Departments as stated above	\$178,569.00	\$169,250.00	\$9,319.00	
Reconstruction of Various Streets as Stated above	\$595,805.00	\$334,000.00	\$18,805.00	\$243,000.00
Reconstruction of Various Streets as Stated above	\$494,160.00	\$468,000.00	\$26,160.00	
Joint Meeting Sewer Improvements	\$264,721.00	\$251,000.00	\$13,721.00	
Various Improvements to Borough Property	\$595,000.00	\$517,750.00	\$27,250.00	\$50,000.00
TOTAL	\$2,128,255.00	\$1,740,000.00	\$95,255.00	\$293,000.00

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the office of the Director of Local Government Services.

Councilwoman Chen-Hoerning asked that the resolution be explained to the residents.

Mr. Blum said this resolution is amending the Temporary Capital Budget. Since the introduction of the 2008 municipal budget has just been voted on tonight, it will not be adopted until August 21st. The budget lists the programs in the ordinance and since we are still on a Temporary Budget, we have to amend that budget to go along with Bond Ordinance No. 2249.

✓ Vote Record – Resolution #172-08		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Matarante	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Chen-Hoerning	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Miranda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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

RESOLUTION NO. 180-08

WHEREAS, all County residents deserve a greater voice in the manner by which they are governed; and

WHEREAS, if the County layer of government must remain existent here in New Jersey, then, as a matter of fundamental fairness, a more proportionate distribution of our County Freeholders should be derived so as to better reflect, and daily represent, our County's diverse population, demographics and needs; and

WHEREAS, at least two of our peer Counties here in New Jersey have commendably already implemented some degree of Freeholder representation "by District" – as opposed to having all of their Freeholders merely serving "At-Large"; and

WHEREAS, when a Union County Charter Study Commission recommended (and voters then approved) our County Manager form of government, it did not specifically address the Freeholder selection process.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle Park, as follows:

1. That the current provision for choosing our Freeholders entirely at large is fundamentally unfair, as it is not sufficiently representative of our County's diverse population, demographics and needs.
2. That we hereby request that the Union County Board of Chosen Freeholders adopt a resolution to better, i.e. more democratically, "Seek the will of the people" by having eight (8) – or, at least four (4) – of the Freeholders henceforward elected by smaller geographic Districts instead of all nine (9) being "At Large".
3. That this Charter question be placed upon the November 2008 election ballot.
4. That a copy of this resolution be sent to the Union County Board of Chosen Freeholders and all Union County Municipalities.

Councilman Dinardo asked if this would be done at the County level and are there any other towns doing this.

Councilman Yakubov said there are already three towns that have adopted a resolution identical to this one. The towns feel that because Union County is so large, if they had a district representative, it would better suit the residents needs. It is much more beneficial to manage a smaller group than a larger one. He said Cranford, Summit and one other town have adopted this resolution.

Mayor DeIorio asked before this resolution is adopted, it be amended to include sending it to all of our Legislators, heads of Assembly and Senate and the Governor's Office.

Councilman Badillo moved to amend Resolution #180-08; seconded by Councilman Yakubov.

✓ Vote Record – Amend – Resolution #180-08					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Matarante	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Dinardo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Chen-Hoerning	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		Miranda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Councilman Badillo concurred with Councilman Yakubov, the way it is now all nine Freeholders are At-Large. They can concentrate on the larger cities in the County, get re-elected constantly and ignore the rest of the cities if they wanted to. If they were districts, you are accountable for that area and if not you can be voted out. Right now they are all At-Large, and he agrees with that wholeheartedly. Mayor DeIorio and he were part of the effort in 2001 to try to get districts, but it did not pass the Senate. Union County is not being represented fairly.

Mayor DeIorio said it would create an environment that is similar to Roselle Park on a County level. In the respective areas, the residents know who represents them. If the County were broken up into districts, you would have a person to contact. This would have to be done by population and there would be a study in the process to determine it.

Councilwoman Chen-Hoerning asked if there were four districts and one Freeholder for each district, what would the roll of the At-Large Freeholders be at that point.

Mayor DeIorio said it would probably be similar to Roselle Park; you could call your district County representative or At-Large.

Councilman Yakubov said County government was created to take away the full powers of the State and have smaller government to help the municipalities.

✓ Vote Record – Amend – Resolution #180-08					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	Badillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Matarante	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Dinardo	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	Yakubov	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Chen-Hoerning	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		Miranda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

INTERRUPT REGULAR ORDER OF BUSINESS

Councilman Badillo moved to interrupt the regular order of business for Closed Session meeting; seconded by Councilman Yakubov and adopted.

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

- Ongoing Litigation – Roselle Park LLC vs. the Borough of Roselle Park and the Planning Board
- Negotiations – Contract with the Boys and Girls Club and Roselle Park Youth Center

RESUME REGULAR ORDER OF BUSINESS

Councilman Badillo moved to resume the regular order of business; seconded by Councilman Yakubov and adopted.

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

- Ongoing Litigation – Roselle Park LLC vs. the Borough of Roselle Park and the Planning Board
- Negotiations – Contract with the Boys and Girls Club and Roselle Park Youth Center

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

Attest:

Borough Clerk