

**Borough of Roselle Park Regular Meeting of August 21, 2008**

<b>Attendee Name</b>	<b>Organization</b>	<b>Title</b>	<b>Status</b>	<b>Arrived</b>
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 DeIorio	Borough of Roselle Park	Mayor	P	7:30 PM

Mayor DeIorio called the meeting to order at 7:30 p.m. and said it is being held in accordance with the Open Public Meetings Act and adequate notice of this meeting has been 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.

**PUBLIC HEARING ON THE 2008 BUDGET**

Councilman Badillo moved to open the public hearing for the 2008 Budget, seconded by Councilman Miranda.

SECTION 2 - UPON ADOPTION FOR YEAR 2007  
(ONLY TO BE INCLUDED IN THE BUDGET AS FINALLY ADOPTED)

RESOLUTION 200-08

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF ROSELLE PARK, COUNTY OF UNION THAT THE BUDGET HEREIN BEFORE SET FORTH IS HEREBY ADOPTED AND SHALL CONSTITUTE AN APPROPRIATION FOR THE PURPOSES OF THE SUMS THEREIN AS SET FORTH AS APPROPRIATIONS, AND AUTHORIZATION OF THE AMOUNT OF:

- (a) \$9,693,740.46 (ITEM 2 BELOW) FOR MUNICIPAL PURPOSES,
- (b) \$ 0.00 (ITEM 3 BELOW) FOR SCHOOL PURPOSES IN TYPE I SCHOOL DISTRICTS ONLY (N.J.S. 18A:9.2) TO BE RAISED BY TAXATION AND,
- (c) \$ \_\_\_\_\_ (ITEM 4 BELOW) TO BE ADDED TO THE CERTIFICATE OF AMOUNT TO BE RAISED BY TAXATION FOR LOCAL SCHOOL PURPOSES IN TYPE II SCHOOL DISTRICTS ONLY (N.J.S. 18A:9-3) AND CERTIFICATION TO THE COUNTY BOARD OF TAXATION OF THE FOLLOWING SUMMARY OF GENERAL REVENUES AND APPROPRIATIONS.
- (d) \$ \_\_\_\_\_ (SHEET 43) OPEN SPACE, RECREATION, FARMLAND AND HISTORIC PRESERVATION TRUST FUND LEVY

RECORDED VOTE:

(Insert last name)	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
	Badillo	Dinardo		
	Matarante	Chen-Hoerning		
	Yakubov			
	Miranda			

SUMMARY OF REVENUES

1. General Revenues			
Surplus Anticipated	08-100		1,300,000.00
Miscellaneous Revenues Anticipated	40004-10		2,149,151.98
Receipts from Delinquent Taxes	15-499		402,000.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (item 6(a), Sheet ii)	07-190		9,693,740.46
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:			
Item 6, Sheet 41	07-195	0.00	
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	07-191	0.00	
Total Amount to be Raised by Taxation for Schools in Type I School Districts Only			0.00
4. To be Added to the Certificate for Amount to be Raised by Taxation for Schools in Type II School Districts Only: Item 6(b), Sheet 11 (N.J.S. 40A:4-14)			
TOTAL REVENUES			13,544,892.44

SUMMARY OF APPROPRIATIONS

5. General Appropriations:			
Within "CAPS"			
(a&b) Operations Including Contingent			9,588,097.00
(e) Deferred Charges and Statutory Expenditures – Municipal			282,530.00
Excluded from "CAPS"			
(a) Operations – Total Operations Excluded from "CAPS"			1,795,213.60
(b) Capital Improvements			65,000.00
(d) Municipal Debt Service			1,052,051.84
(e) Deferred Charges – Municipal			25,000.00
(f) Judgments			
(n) Transferred to Board of Education for Use of Local Schools (N.J.S. 40:48-17.1 & 17.3)			
(g) Cash Deficit			
(k) For Local District School Purposes			
(m) Reserve for Uncollected Taxes (Included Other Reserves if Any)			737,000.00
6. School Appropriations – Type I School Districts Only (N.J.S. 40A:4-13)			
TOTAL APPROPRIATIONS			13,544,892.44

It is hereby certified that within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 21<sup>st</sup> day of August, 2008. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2008 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Jacob Magiera, 612 Sheridan Avenue

- Suggested Mayor and Council take 10% off other expenses, except the Police Department, volunteer Fire Department and the First Aid Squad.
- Asked how much money was paid on the outstanding debt.

Mr. Blum said it is \$715,000 on the bond principal; \$337,051.84 on interest.

- Mr. Magiera asked that the Uniform Construction Code fees be explained.

Mr. Blum said in 2008 we are anticipating \$55,000 collected from the Construction Code Department and in 2007 we anticipated the same amount. The total revenue at this time is about \$63,000 to date.

- Mr. Magiera asked about the rental of Borough property and what property is the Borough realizing this money from.

Mr. Blum said that is the leasing of parking spaces to the Board of Education, \$1,500 for student parking; the rental of the cell tower to AT&T for \$3,034 per month to date and the leasing of parking spaces to World Liquors for \$4,000.

- Mr. Magiera asked how much was collected last year for the cell property rental.

Mr. Blum said \$36,595.80 was collected.

- Mr. Magiera said he thought that was supposed to be \$50,000.

Mayor DeIorio said this has been in effect since the day it was signed.

#### Michael Peterson, 45 E. Colfax Avenue

- Asked what this year's budget surplus is.

Mr. Blum said at the end of 12/31/07 it was \$1,752,703.68; anticipated in this year's budget is \$1.3 million dollars.

- Mr. Peterson asked what accounts for the reduction in the surplus amount.

Mr. Blum said the majority is a decrease in tax collection.

- Mr. Peterson asked about revenues from sale of assets.

Mr. Blum said they went out for public auction for two Borough owned properties and no one showed up. It is now recommended by our Attorney to hold for possible COAH; it was a minimal amount.

#### Bob Zeglarski, 521 Chester Avenue

- Thanked Suplee Clooney and Mr. Blum for their work on the budget.
- Commended Mr. Magiera for his questions regarding the budget.
- In a time when everything is capped, the budget is still going up.
- State aid revenue has decreased by \$166,000.
- Federal and State grants have also decreased.
- Asked how much is expected to increase revenues on a local level.
- Everything is declining including the surplus.
- Budget still has gone up, which indicates no hard decisions were made this year concerning the budget.

- Taxes were increased \$664,000; that was done because of the \$227,000 increase in the general fund budget.
- The analysis is inconsistent, the budgeted to budgeted numbers were used.
- Had questions on the appropriations side regarding the DPW salaries.
- Asked about the garbage increase.
- Asked about the increase in Mayor and Council salaries and the increase in Planning Board expenses.
- Asked about the analysis of compensated absences liability and asked that it be explained.
- Asked Mr. Blum what percentage is being used for uncollected taxes for 2008 versus the percentage used for 2007.

Mr. Blum said this year the Council used 97.67% and last year was 97.5%.

Gregory Kinloch, 336 Sheridan Avenue

- Was dismayed after attending several budget meetings that the Borough did not apply for extraordinary State aid.
- Garwood received \$250,000 and Fanwood received \$25,000; several years ago Roselle Park received \$100,000.
- Recommendations not to apply for this aid was made from staff members and not the Governing Body.
- In 2006 we received \$100,000 in State aid and at budget meetings in 2007, it was said the Borough would apply for extraordinary aid every year, regardless if it was received every year.
- Disappointed that attempt was not made.

Glenn Marczewski, 622 Sheridan Avenue

- Asked about disposal and tipping fees for garbage.

Mr. Blum said disposal and tipping fees is the actual cost to dispose of the garbage.

- Mr. Marczewski asked about salaries and wages and other expenses pertaining to parks and playgrounds.

Mr. Blum said the salaries and wages is the amount for the Recreation Secretary and the other expenses help support the Recreation programs of the Borough.

- Mr. Marczewski asked about salaries and wages for the Farmer's Market.

Mr. Blum said that is for the manager of the Farmer's Market.

There being no one else wishing to speak, Councilman Badillo moved to close the public hearing for the 2008 budget; seconded by Councilman Matarante, all members present voting Aye, said motion was adopted.

Councilman Matarante moved Resolution No. 200-08, adoption of the 2008 Municipal Budget, seconded by Councilman Badillo.

Mayor DeIorio asked that Mr. Blum answer some of the questions posed by the public. First there was the question regarding the Mayor and Council salaries.

Mr. Blum said Mayor and Council have not put in an increase for their salaries; that line also pays for the salary cameraman for the meetings and is projected on how long the meetings last.

Mayor DeIorio asked Mr. Blum to explain the DPW salaries item

Mr. Blum said there were several gentlemen out last year injured and on Worker's Compensation, and that is why the salary came in less than was budgeted for. Also, the tree operator was only in for a half year's salary.

Mayor DeIorio said the tree operator position was created out of the need to change from privatizing that service to putting in a dedicated person for that service; there was a savings by putting that service in. He asked Mr. Blum to explain the Planning Board item.

Mr. Blum said the Planning Board salaries and wages went down and the other expenses went up due to the pension law changes. Attorneys for the Zoning and Planning Boards and also the Borough Attorneys were no longer able to be paid as an employee and now are being paid as a vendor.

Mayor DeIorio asked Mr. Blum to explain the comment regarding Analysis of Compensated Absence.

Mr. Blum said that is the Analysis of Compensated Absence as of the end of the year. It is based on a local ordinance and agreements. The total dollar value is at \$511,354.86.

Mayor DeIorio asked Mr. Blum to discuss the issue of the tax collection rate; anticipated versus the tax collection rate realized.

Mr. Blum said last year the Borough realized 7.85% which was the maximum we could go to. It was based on 7.67% and there was a slight increase, which was based on actual revenues collected through taxpayers paying their taxes. When people do not pay their taxes on time, it penalizes all other taxpayers due to the fact we have the reserve fund for uncollected taxes. That percentage is used in the direct calculation of that and is there because we still need to pay the County and schools for all taxes 100%, whether we collect 100% or not.

Mayor DeIorio asked Mr. Blum to address the comment regarding extraordinary aid.

Mr. Blum said the current lawsuit with the Romerovski site and the public meeting for that was held on April 16<sup>th</sup>, before the application was due. If we would have applied for it and got something and the public was against the presentation, the Borough would have to have done an emergency appropriation which would have pushed that amount to be raised into next year's budget. Also they were waiting for water figures from the water company for the sewer rates;

the water company changed systems mid-year and we had difficulty working with them to get it converted to our system.

Councilman Matarante said the original budget was at \$257.00 and we cut it to \$153.00; there were some difficult decisions in making those cuts.

Councilman Dinardo said as a combination, they are spending a lot of money. Also, the First Ward will not be getting any roads paved this year. There are some that really need repaving, especially Grant Avenue. He said due to that, he will be voting no for the budget.

Councilwoman Chen-Hoerning said one of the reasons they were given for not applying for extraordinary aid was we would have to delay introducing the budget until estimated tax bills were sent out. It seems it was done anyway and we already have that expense. She said in the past she has brought up the budget process and has been recently frustrated with it. She hopes they can all work together to make things more transparent.

Mayor DeIorio said the Governing Body met 13 times beginning January 31, 2008 and ending June 25, 2008. They met as a unit to discuss various issues of the budget and want to give the public the opportunity to see the detail that was provided for each member of the Governing Body. The Mayor said this will give the public an idea of how much effort went into preparing enough detailed information for the Governing Body to make sound decisions. He presented to the members of the public the information that was provided by Mr. Blum for the 2008 budget. He then presented the information that was provided in 2004 by a different CFO, which was less; and in 2001 it was smaller. If the members of the Governing Body and the public are curious as to how much work went into preparing this budget, the binders he had before him expresses the desire not only of the Governing Body to look at this budget with a fine tooth comb, but the willingness of our CFO to take the additional time necessary to provide detailed information. It was necessary to spend the additional time providing this information based on year-end figures so each member had as much information as possible. He challenged any other municipality in Union County, with our staff versus their staff, to provide this much information for each member of their Governing Body.

Mayor DeIorio said to summarize, the Governing Body had before them 17 meetings, if they could not participate, they were then given the opportunity sit down with Mr. Blum to go over the budget in detail. One of the highlights of the discussion was the issue of salaries for Mayor and Council. To make the public aware, the Governing Body has again chosen to freeze their salaries at a level that it was in 2005. Since then, although contractual salaries increased and the amounts whether it be for different departments, this Governing Body chose to freeze that amount to 2005. They also had a lengthy discussion for capital projects for this Borough. There were needs be addressed, such as issues over having emergency service equipment, various generators for the Borough and a list of streets. With all due respect to the First Ward Councilman, he was part of the discussions about streets and asked if there are any streets he wishes to have on in his ward for this year.

Councilman Dinardo said there were streets on the list from the previous year, such as a portion of Charlotte Terrace, which was taken off; also Colonial Road and we are looking at Grant Avenue.

Mayor DeIorio said we did not arbitrarily take streets off; there were many on the list for last year that were taken off.

Councilman Matarante said the part of Grant Avenue by Pershing Avenue was a sinkhole, and we did not want to do the street until we had an idea of what was causing the problem. We are still waiting for some resolution as to what causes the street to sink in that area.

Councilman Badillo said there are also two 24" pipes between Hemlock and Pershing and they will be merged into one; that was also taken into consideration.

Councilman Matarante said a lot of streets were pulled off, not just First Ward streets and that was due to the fact we made a decision to go forward on streets that had grants; whether they are DOT or Community Development Block Grants. If the street did not have a grant attached to it, due to the cost we pulled them.

Mayor DeIorio asked Councilman Dinardo what would make this budget more palatable and comfortable for him.

Councilman Dinardo said he was told every ward gets a couple of streets done a year; when he saw them pulled, that bothered him.

Mayor DeIorio said if the budget is approved this evening, we can amend our capital budget at a later date as long as there is enough money in the capital reserves. Using Charlotte Terrace as an example, at the time Councilman Milici wanted it resurfaced and he suggested it be reconstructed because it does not make sense to resurface a street that does not have curbing. He suggested they adopt the budget, move forward, amend the capital budget to include that additional street and appropriate the reserves necessary to move forward.

Councilman Dinardo said he was under the assumption all the money was appropriated.

Mayor DeIorio said the capital budget works differently than the operating budget. For example, if we are anticipating a major problem that we have to allocate capital funds for, you can always make the amendments necessary to pay that.

Mr. Blum said you can amend it at the next meeting, do the resolution, introduce a new bond ordinance and get figures from the Engineer and with the estimates set up a bond ordinance. The bond ordinance would be introduced; there would be a resolution amending the capital plan to include it in the budget figures. There would then be a public hearing and adoption of the additional bond ordinance at the meeting after. There would not be grant monies available for that particular street.

Mayor DeIorio said Charlotte Terrace is not in the Community Development area.

Mr. Blum said there was a slight change with this year's process with the bid streets. We had the list that was carried over from the previous year and then the Engineer went out with the Superintendent of Public Works to look at the ten worst streets. There were 15-20 streets on the original list and they weeded out streets that could be done with future grants. This was a new

part of the process, having the Superintendent of Public Works going out to look at them; there was a combination of the carry over list and other streets.

Mayor DeIorio said some of the carry over streets did seem to be applicable.

Mr. Blum said he will contact the Engineer regarding Charlotte Terrace and get the numbers from him and will try to get it all in place for the September 4<sup>th</sup> meeting.

Mayor DeIorio said this budget represents an increase of \$153.40 for the average house assessed at \$65,000 for municipal taxes. The preparation of the 2008 budget was a difficult process. When they first started the budget process, there was 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, more shared service programs were added with the County to help save costs. The Welfare Department was sent to the County on February 1, 2008; in addition to that, the County will also be doing the IT information technology services for the Borough. Another positive item in the budget is we now have full time Tax Collector and that was incorporated in an existing position we have in the Borough. There are four bulky waste pickups instead of 3 as in 2007 and vegetative waste pickup instead of just grass clippings. We faced mandatory appropriation increases such as PERS; that increase was \$50,445. For the Police/Fire Retirement System, the increase was \$218,824. There was also a statutory contribution to the Library for \$40,604; insurance costs went up \$84,462 and debt service went up \$44,459.00. Another factor that worked against the Borough, as well as other municipalities in New Jersey, we lost state aid. After a slight increase in 2007, for the first time 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. We faced a difficult task. With the five appropriation categories above and the loss of State aid revenues, we had a tax impact of \$135.67 for the average house assessed at \$65,000. All taxpayers are affected by this municipal budget and the tax dollars that are paid at town hall go to provide services for our schools and our County. Approximately 51% go to our schools, 30% go to the municipality, with the balance going to the County. As always, we will try to work together to stabilize taxes and maximize services to the residents with the budgeted dollars allotted.

✓ Vote Record – Resolution 2008-08 – Adoption 2008 Municipal Budget					
		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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**CERTIFICATES/PROCLAMATIONS**

Certificates

- Brian Kingsley, Jr.

**PUBLIC COMMENT**

Councilman Badillo moved to open the public comment portion of the meeting; seconded by Councilman Yakubov and adopted.



Laura Hahn, 40 E. Sumner Avenue

- Recently joined a good cause and decided to run a marathon; she is training for a 26 mile marathon in Disney World.
- Thanked everyone that attended the car wash.
- There were seven volunteers to help wash and rinse the cars.
- There were about 40 vehicles that came.
- Recognized the following companies for their donations that day: Dunkin Donuts, I Love Bagels and Restaurant Depot.
- Recognized all the people who helped out, especially Councilman Badillo and Mr. Persio Infante.
- If anyone would like to donate, they can go to: <http://pages.teamtraining.org.nj/wdw09>

Mayor DeIorio said the link will be put on the Borough website.

Councilman Matarante asked if it would be appropriate to offer a donation of \$50 per Councilperson from the Sunshine Fund.

Jacob Magiera, 612 Sheridan Avenue

- When the streets went out for bid, there was \$290,000 saved and asked if that could be used for the streets in the First Ward.

Mr. Blum said that bond ordinance could be amended and added that street description, depending on what the cost estimates come in at.

- Mr. Magiera asked about the cost of the furniture and barbecue grill at the Casano Center.

Ms. Cali said Karen Intile reported that item by item at the last meeting and she will supply him with a copy of the report. The tables were \$769 per table.

Mayor DeIorio said they will get that information and announce it at the next meeting.

- Mr. Magiera asked about the fencing for the main parking lot on Chestnut Street; there is a culvert which runs in that parking lot.
- Asked if the fencing will be on both sides of the culvert.

Mayor DeIorio said the fencing will replace the existing fencing that is there; it will have to be discussed if there is a need for more. There is a guard rail in the area now.

- Mr. Magiera said in the main parking lot, there are 10 wooden light poles, which belong to the Borough and asked if that is on the inventory list of assets.
- Read articles from the newspaper regarding the auditing of schools and towns.
- Asked why when the auditors were doing the books the 33 typewriters, 4 garbage trucks, 14 dump trucks were not picked up.

- Asked about televising Planning and Zoning Board Meetings.
- Read article from newspaper regarding transparency.
- Suggested two more handicap parking spaces be added to the parking lot.
- Spoke about property tax reimbursements.

Glen Marczewski, 622 Sherman Avenue

- Referred to the AvalonBay Community Report of Findings.
- Asked why it took 2000 to 2008 to use the Casano Center grant money.

Mayor DeIorio said at the last meeting Ms. Intile provided a detailed report regarding that grant. There was a time period when the grant request had changed, as a request from the seniors. There was also a time period when the sprinkler system was being installed, which caused a delay.

- Mr. Marczewski asked if there is any progress with the ballfields.

Councilman Badillo said the report went to the DEP and we are waiting for their findings as to what the remediation will be. In the interim, he has asked Ms. Cali to reach out to the League President for a meeting with ERM and Little League Executive Board to bring them up to date.

Robert Zeglarski, 521 Chester Avenue

- Spoke about the budget increase and asked what the budget CAP was that was imposed by the State.

Mayor DeIorio said the State law that was passed last year instituted a 4% CAP on the property tax levy and it also allows for exemptions.

Mr. Blum said some of the exemptions are pension costs, loss of State aid, debt service, and certain revenues.

Mayor DeIorio said that application goes to the State for approval.

- Mr. Zeglarski asked if the debt service was included in the general fund.
- Asked if they are allowed to exceed the CAP because of loss of State aid and because of the loss of one time revenues; surplus being one of them.
- Asked why the property taxes exceeded the 4%.
- Asked about a synopsis of the Audit Report distributed to the public.
- Asked about the fees collected by the Construction Code Office and what the charges are.
- Referred to the packet of information on the Concerned Citizens of Roselle Park regarding the AvalonBay Communities Initiation Report of Findings, asking if it is a Borough document.
- Asked about the PILOT program.

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

Mayor DeIorio said there have been two new portraits placed in the Council Chambers; they are the Lamonco and Perry photographs.

Councilman Badillo said they are the photos that were part of the Lamonoco/Perry Ceremony. He thanked Chief Morrison and Lieutenant McCaffery for putting these photographs up and Park Trophy for donating the plaques.

Mr. Blum said the majority of the increase in the Construction Code fees was collected from permits for the construction of the Solar do Minho Restaurant.

Mr. Blum said a new program has been purchased in the Tax Office for the general ledger to computerize it.

Mr. Blum said it was noted during the auditor's testing that fees were not properly being charged for the fee ordinance and what was in the computer system from where the permits were being generated. It was discussed with the Construction Code Official and staff and everyone has been brought current as of today.

Mayor DeIorio said there was a question regarding the Payment In Lieu of Taxes program. This program is a program that is statutorily created by the State Government which allows municipalities to seize a payment over 30 years instead of receiving taxes from that particular development. By obtaining this payment from the developer, by statute 5% of that payment must go to the County; 95% will go to the municipal government. If there are no distributions, those monies would go into additional revenues that will offset the property tax impact. Over a 30 year period, the payments would be received as a percentage of gross rents in case of residential, apartment house or condo development and that money would go to the Borough. The amount received can be 10% as required by State law or a maximum of 15% if there are any affordable housing obligations met through that development. The PILOT Program would have to be accepted by the Governing Body by ordinance and met with a public hearing to afford the public the opportunity to vocalize their questions, concerns or comments regarding the PILOT Program.

Mayor DeIorio said he would welcome sitting down with Mr. Zeglarski at any time and share his ideas in ways to cut and provide additional services without increasing taxes.

## COMMUNICATIONS

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

- Request from the residents of the 500 block of Sherman Avenue to hold a Block Party on Saturday, September 20, 2008 from 10:00 a.m. until 10:00 p.m.

- Request from the residents of the 500 block of Elm Street to hold a Block Party on Saturday, September 20, 2008 from 12:00 Noon until 10:00 p.m., with a rain date of Sunday, September 21, 2008.
- Letter from Indo-American Seniors Association of Union County thanking Mayor and Council for attending their cultural program and for allowing them to use the gazebo area and the Library parking lot and for providing police presence.
- Request from the residents of the 400 block of Bender Avenue to hold a Block Party on Saturday, August 30, 2008 from 12:00 Noon until 10:00 p.m., with a rain date of Sunday, August 31<sup>st</sup>.
- Request from Kermick Santos to provide a Fun Bus/Fitness Fun on Wheels, at no charge, at the Farmers Market on August 27, 2008 from 1:00 p.m. until 3:00 p.m.

#### REPORT AND RECOMMENDATIONS OF MAYOR

- Thanked GG for what she is doing and they had discussed doing a triathlon. He had an opportunity during the Montauk bike ride to discuss the cause.
- Reminded the public and Governing Body that on August 28<sup>th</sup> there will be a fundraiser to raise funds for AIDS and HIV programs. This is part of the 275 mile bike ride from Gettysburg to New York that he will be doing at the end of September. The fundraiser will be a night of romantic jazz by a professional singer. It will take place at Casa de Martino and it is \$35 per admission. There are two seatings, one at 6:00 p.m. and one at 8:00 p.m.

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

##### Councilman Yakubov

- Many residents contacted him regarding the repainting of the yellow curbs. They commented on how good it looks.
- Would like to bring the stop signs by Aldene School before the Public Safety Committee. He has noticed people are not completely stopping at these signs.
- Councilman Dinardo and he are planning an October Neighborhood Watch Meeting and Halloween Safety Meeting.
- There are currently Neighborhood Watch signs in the wards and they will be ordering more signs with Council's approval.

##### Councilman Badillo

- Asked that the date for the Little League Meeting be posted on the website and on TV34.
- Thanked the DPW and the Police Department for finalizing the drop-off zone at Aldene School. The signs are up and the DPW has painted the yellow area. It will also be discussed with the parents at Back to School Night, making them aware this is going to be strictly enforced once school starts.

- The Sidewalk Program is underway and the preliminary list has been submitted so that can be put out to bid. He can be reached at 241-2785 if anyone has a bad sidewalk.
- Attended the Football Team Car Wash. He is proud of the young men and women we have in this Borough for putting that together.
- Attended the Block Party of the 800 block of Elm Street.
- Attended the Fire Department picnic.
- Going to begin the Kelly/Kaulfers Memorial Park, which is between the First Aid Squad and the Fire Department on Laurel Avenue.
- Mr. Ed Leonard has volunteered to help refurbish the bell, which will be part of that memorial.
- Congratulated Brian Kingsley and his family.
- School will be opening soon and asked everyone to be careful of the children.

#### Councilman Matarante

- Asked Mr. Blum to research with neighboring communities to find out if any offer tax relief for swimming pools regarding the sewer tax.

#### Councilman Miranda

- Concrete in front of the Lorraine Firehouse has been repaired.
- There is a purchase order to fix the two flower boxes.
- The kitchen lights have been upgraded and brought up to code.
- The garage door on the Firehouse on Chestnut Street has been repaired and the trees in front have been trimmed.

#### Councilwoman Chen-Hoerning

- Attended the Fire Department picnic.
- Reminded everyone the Library's end of summer party is August 26<sup>th</sup> at 6:30 p.m.
- Resident requested if the pictures from National Night Out are on the website.
- Spoke about the televising of the Planning Board Meetings and what is their roll.

Mayor DeIorio changed an ordinance to keep the Planning Board active. That has changed the ability for businesses to move into the Borough. It was called a Change of Use Approval for Businesses that were similar. The way it was done originally had businesses and landlords complaining because it took so long for applications to be processed and approved. Other municipalities give authorization to the Construction Official to determine whether the uses are similar in scope. If it a non-compliant use and zoned in that district, then they would have to go before the Zoning Board for a variance. This is primarily why the Planning Board has not had anything on their agenda, because there have been no additional requests and the requests that used to come in are non-existent any more. They have set up a system whereas the businesses can come in and have "one stop shopping". If they go to the Construction Department and are confused about the process, they can also see the Borough Clerk for guidance.

Ms. Cali said at this time five businesses have been approved within a matter of days, instead of months for new businesses.

Mayor DeIorio said a log is kept so we can follow up with them. It is for a permitted use, not for putting a business in a residential area. If it is in the downtown area in a permitted use zone and a similar business it is done through the Construction Department. As long as there is a quorum for any Governing Body then there is a public portion.

- Councilwoman Chen-Hoerning asked if it is necessary to meet for an agenda item and Mayor DeIorio said if the Planning Board is meeting, you must have a public portion; if a member of the public wants to be there and there is no meeting because of lack of agenda, that person can request to be on the agenda for the next meeting for discussion.

REPORTS OF DEPARTMENTS

Bill Lane, Borough Attorney

- Spoke about the ability of the Mayor and Council to donate the unused fire boxes versus a public auction. He has given everyone a letter of opinion with regard to that. If the value of the property is 15% or \$2,250 and it is that amount or greater, then you must go to public auction, if it is that amount or less, then you don't need public auction.
- A Closed Session item regarding Roselle Park versus East Coast Sanitation.

REPORTS 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 July 31, 2008
- Administrative Assistant Report for July 12<sup>th</sup> to August 11, 2008

MINUTES TO BE APPROVED, PENDING ANY CORRECTIONS

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

<b>✓ Vote Record – Minutes – July 17, 2008</b>		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<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"/>

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

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

ORDINANCES

SECOND READING AND PUBLIC HEARING

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

Councilman Badillo moved to open the public hearing on Ordinance #2249; seconded by Councilman Yakubov and adopted.

Jacob Magiera, 612 Sheridan Avenue

- Asked that the ordinance be explained.

Mayor DeIorio said this ordinance allows for authorization of the purchase and construction of various projects such as purchase of equipment and other capital projects. The first section is basically for the Public Safety Department and the second section deals with the reconstruction of various streets, which are listed in the ordinance. There is also included an assessment from the Capital Budget of the Joint Meeting of Essex and Union County for sewer improvements. Also included are various improvements to Borough property consisting of municipal buildings, generators for Borough Hall, Office of Emergency Management, Lorraine Firehouse, ADA compliance door at Borough Hall and improvements to Acker Park. There is also listed the grant funds that are expected to offset some of these costs.

Mr. Blum said there are the following grants: DOT grant for \$135,000 for Roosevelt Street; Community Development Block Grant of \$108,000 for the repaving of Laurel Avenue; Community Development Block Grant of \$25,000 for the ADA compliant entrance at Borough Hall; the improvements of Acker Park and the acquisition of recreational equipment and a \$25,000 grant from the County of Union.

- Mr. Magiera asked who put together AvalonBay's initial report findings and he said it was Saul Quersdyn.

Bob Zeglarski, 521 Chester Avenue

- Asked about the reconstruction of various streets and how the reconstruction and resurfacing is grouped separately in the ordinance.

Mr. Blum said group three includes curb assessments and that is why they are separated.

- Mr. Zeglarski asked where the DOT grant will be utilized.

Mr. Blum said the DOT grant of \$135,000 is for the reconstruction of Roosevelt Street from W. Lincoln to W. Webster. The CDBG grant of \$108,000 is for Laurel Avenue from Seaton Avenue to Webster Avenue. The difference of \$26,000 is Capital Improvement money, 5% down payment, there is no grant for streets in section three.

- Mr. Zeglarski said Councilman Dinardo brought up that he was not happy with the current budget because some of the streets he had asked to be included were not.
- Every street listed is in all wards, but the First Ward.

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

Councilman Badillo moved that Ordinance #2249 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Yakubov.

✓ Vote Record – Ordinance #2249		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"/>

Mayor DeIorio said every Councilperson had an opportunity to go out and address streets. If there had been any concern regarding the final list, they had several opportunities to come to a meeting or to the CFO to ask for that. He said “good job” to all members of the Governing Body because besides streets, there are things that will help the Public Safety Department, giving us generators in case of emergency and upgrades that are necessary.

RESOLUTIONS

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

RESOLUTION NO. 194-08

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park hereby authorize the agreement between the County of Union and the Borough of Roselle Park for participation at the Leaf Composting Facility for the 2008 leaf season.



BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to sign the Memorandum of Understanding and an Indemnification Agreement regarding Union County's Leaf Composting Facility.

✓ Vote Record – Resolution #194-08		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. 196-08

BE IT RESOLVED that Charles Gosling, 78 Maple Street, Millburn, New Jersey be and is hereby appointed to the part time position (six hours per week) of temporary acting Fire Sub-Code Official/Inspector in the Borough of Roselle Park, effective August 18, 2008, to be compensated at the annual rate of \$5,694.00 for a period not to exceed 45 days.

✓ Vote Record – Resolution #196-08		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. 197-08

WHEREAS, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2007 has been filed by a Registered Municipal Accountant with the Borough Clerk as per the requirements of N.J.S. 40A: 5-6, and a copy has been received by each member of the Governing Body, and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34, and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled;

General Comments  
Recommendations

and

WHEREAS, the members of the Governing Body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

General Comments  
Recommendations

as evidenced by the group affidavit form of the Governing Body, and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board, and

WHEREAS, all members of the Governing Body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 - to wit:

R.S. 52:27BB-52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, in the County of Union, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

✓ Vote Record – Resolution #197-08		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. 198-08

**CORRECTIVE ACTION PLAN – 2007 MUNICIPAL AUDIT**

WHEREAS, in accordance with the Single Audit Act, US Office of Management and Budget Circular A-133 and the New Jersey Office of Management and Budget Circular Letter 98-07, and regulations of the Division of Local Government Services, all municipalities are required to prepare and file a Corrective Action Plan; and

WHEREAS, this plan must be filed with the Division within sixty (60) days from the date the statutory audit is received by the governing body; and

WHEREAS, such a plan was prepared by the Chief Financial Officer and reviewed by the members of the governing body of the Borough of Roselle Park;

NOW, THEREFORE, BE IT RESOLVED that the Corrective Action Plan is hereby approved by the Mayor and Council of the Borough of Roselle Park and filed with the Division of Local Government Services.

✓ Vote Record – Resolution #198-08		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. 199-08**

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  
 2015-33-015-002 Imedio, Inc, t/a Mona Lisa Restaurant, 157 East Westfield Avenue, Roselle Park

✓ Vote Record – Resolution #199-08		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 Yakubov.

**RESOLUTION NO. 195-08**

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that Joseph Smentkowski, Inc, 3 New York Avenue, Jersey City, New Jersey, 07307, be and is hereby awarded a two year contract for Refuse Roll-Off Service in the amount of:

		Year 1	Year 2
30 YARD ROLL OFF CONTAINER (TRASH)	TRUCKING	\$175.00	\$185.00
30 YARD ROLL OFF CONTAINER (METAL)	TRUCKING	\$175.00	\$185.00
30 YARD ROLL OFF CONTAINER (WOOD)	PER CONTAINER	\$325.00	\$350.00
20 YARD ROLL OFF CONTAINER (CONCRETE)	PER CONTAINER	\$400.00	\$425.00

Councilwoman Chen-Hoerning asked how the rates compared to last year’s.

Ms. Cali said last year we were paying for metal at no charge, but the vendor was keeping the metal; this way we will be paying \$175.00 and it is \$250.00 a ton reimbursement for metal. The wood was for \$485.00 and now we have it for \$325.00 the first year and \$350.00 for the second. The concrete stayed the same at \$400.00.

✓ Vote Record – Resolution #195-08		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"/>

Mayor DeIorio said the effort to move forward with this resolution is an excellent one. Despite what may have been said in the Star Ledger, the Governing Body should bring out more information for the public. The concern he has is the cost involved with this resolution. We can provide a more effective transparency without incurring \$200,000 as estimated in the newspaper article. He would like to give the opportunity to the public to explain what this means. The resolution calls for contracts, revenue items, budget information. Only contracts the Borough approves with a vendor or individual are done here. A purchase order when approved, is also a contract. For every individual purchase order would be a contract that would have to be scanned, listed and put on the website. He asked our Municipal Officials to provide examples so the public can see what is involved with this. When a purchase order is requested, it goes through an approval process that requires certain signatures including certification of funds by the CFO. Once the certification has been signed off and approvals have been made, it becomes a binding contract. It would be a contract that is something listed and would need to be scanned; not only the front page, but the adjoining copies and all documentation. In some way we would have to spend the dollars to scan this and put it on the website; if there is not enough space allotted, we would have to buy additional space. Also, the grants would have to be listed along with all the attached documentation. Bids and all information pertaining to them would also have to be scanned on the website. All of this information cannot be scanned internally. We would have to find a professional services company to scan this volume of information. He also presented budget and revenue information that would have to be scanned to the website. Under the existing resolution, all of this information would have to be scanned and put into the website to be available to the public. We would also have to comply with the Open Public Records Act. At any point in time, if someone wants information, they can get a copy for a fee, or they may view the document in the office without a fee. The Borough is working with the County's IT Program where we can bring much of our information to their website. It would be an opportunity to provide additional information but at what cost; something such as this should be made available to the public.

Councilwoman Chen-Hoerning said she does not take contractual services to mean to scan the entire contract, just who the contract went to. Regarding bids, just what went out for bid, who applied and costs; it would be an easier format.

Mayor DeIorio said the Clerk's Office already does this and has a summary sheet with all the ordinances by title and number and when they were adopted in the minutes. Resolutions are already posted on the web, as well with the number, date, etc.; they can then look it up in the minutes, which are also on the website. If it is in a word document, you can find it with a word search.

Ms. Cali said it is done as a word document because it has to be changed every week and with pdf you end up with hundreds of files; whereas the word document can be edited.

Mayor DeIorio said regarding purchases, the bill list can also be part of the website.

Councilwoman Chen-Hoerning said he is suggesting what she had in mind as well.

Mayor DeIorio said salaries ordinances and resolutions can also be provided in the same way. It should be made as clear and user friendly as possible. They can discuss this before the September 4<sup>th</sup> meeting and fine tune, so the municipal employees that have to implement it know exactly what to do. He will contact Senator Pennacchio's Office regarding this.

Councilman Yakubov said they will also be working with the County's Technology Department to upgrade out website.

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

- Potential Litigation – East Coast Sanitation

#### INTERRUPT REGULAR ORDER OF BUSINESS

Councilman Badillo moved to interrupt the regular order of business for a Closed Session Meeting; seconded by Councilman Miranda and adopted.

#### RESUME REGULAR ORDER OF BUSINESS

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

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

- Potential Litigation – East Coast Sanitation

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

Attest:

Borough Clerk