

## Borough of Roselle Park Regular Meeting of November 6, 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	A	-
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.

### REPORT AND RECOMMENDATIONS OF MAYOR

- Thanked everyone for voting on November 4<sup>th</sup>.
- Welcomed all new elected officials and commended the efforts of all the candidates that ran for all offices from presidential to local.
- Referred to a noticed received from the NJ League of Municipalities for newly elected officials reminding the members of each municipality that the League of Municipalities Conference will be held from the 18<sup>th</sup> through the 21<sup>st</sup> of November.
- Also encourages members to attend the 2008 Annual Mayor's Legislative Day on Wednesday, January 21<sup>st</sup> at the State House Annex. Governor Corzine will speak to municipal leaders on our legislative, budgetary and policy priorities for 2009 and beyond.
- The League wishes to promote the attendance of the orientation of newly elected, re-elected and experienced municipal officials on Saturday, January 24<sup>th</sup> at the Conference Center of Hudson County Community College in Jersey City; or February 7<sup>th</sup> at the Enterprise Center at the Burlington County Community College in Mount Laurel. It is designed to bring elected municipal officials up to date on important municipal issues.
- The League is also encouraging municipal individuals to purchase the 2008-2009 elected official handbook, whether new, re-elected or experienced.
- Reminded the public the Tree Lighting Ceremony will be held the first Friday in December at the gazebo and the Holiday Parade will take place the following day on Saturday.

## CERTIFICATES AND PROCLAMATIONS

- Announcement of the Halloween Home Decoration Contest

Mayor DeIorio said the Casano Center held an Oktoberfest over the weekend and it was a wonderful celebration.

Mayor DeIorio thanked the Indo-American community for inviting Mayor and Council to attend their New Year's Celebration in Edison.

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

### Councilwoman Chen-Hoerning

- Thanked all the residents of Roselle Park for voting on Tuesday.
- Spoke about residents in Colfax Manor having mail issues and also their voter registration pertaining to street errors.

Ms. Cali said Union County had over 20,000 new registrations and some errors were made. Provisional ballots will correct any of the errors.

- Councilwoman Chen-Hoerning asked how the street issue can be resolved; could a street name be changed.

Mayor DeIorio said changing the name of a street would be very difficult. The Board of Elections was contacted regarding this issue. Perhaps the Postal Service can be contacted regarding this first.

- Councilwoman Chen-Hoerning suggested it be considered to eliminate political signs in Roselle Park.

Mayor DeIorio said the Borough Attorney would have to research this to see if there are any constitutional issues by banning these signs.

### Councilman Miranda

- Gave a resolution to Ms. Cali for the next meeting that permits the Engineer to prepare plans and specifications for a concrete patio at the Casano Center. The total would be \$3,590.00 for the installation.
- The fences have been installed at both Acker Park and the Casano Center.
- Would like Council to consider two resolutions. The first is the Chestnut Street Crosswalks, Phase II. Mayor DeIorio said that has been appropriated in this year's capital budget. This will enhance the downtown area to the train station.
- The second is the Filbert Street Resurfacing for which we have gotten a six month extension from the County; that is from Westfield Avenue to Warren Avenue.

Mayor DeIorio said that was under consideration for this year's capital budget, but we are able to now pave it through the grant because the other project assigned to the grant was lower than what we anticipated.

Councilwoman Chen-Hoerning asked what happens to the ones that have been appropriated in the Capital Budget previously.

Mr. Blum said the way the ordinance was written, it lumped all the streets we had on two separate sections, so if something comes in over bid; it can be utilized to get that project completed. After all the projects are completed, there are a couple of options; do permanent financing to reduce the debt, if it is cancelled after debt is issued, it can be put into capital surplus or reappropriated into other projects.

- Councilman Miranda asked Ms. Cali to research a new phone system for next year.
- Asked that a Public Safety Meeting be scheduled for next week and Fire Code and Fire Prevention will need to be present.

#### Councilman Badillo

- Congratulated Councilman Dinardo and Carl Hokanson on their victories.
- Received our Kids Recreation Trust Grant application and it has been approved and thanked Mayor and Council for being proactive for our children.
- Two weeks ago our cheerleaders participated in a competition in Trenton and are going to the regional competition; if they win, they will go to Disneyland.
- Thanked the Indo-American Community for the invitation to their New Year's Celebration.
- Thanked everyone who has helped him; has done great things and will continue to do great things. He has never needed a title to serve the community. For anyone that may think he is going away, he is going nowhere. He will continue to pour into the community because he loves it.

#### Councilman Yakubov

- Leaf pickup will take place in November and December and they must be placed in biodegradable bags (no plastic bags) or in open containers.
- Thanked the Borough Engineer for his help regarding questions pertaining to Willow Avenue.
- The next Neighborhood Watch Meeting will be rescheduled.
- Attended Ocktoberfest at the Casano Center and there was a great turnout.
- Attended the Pet Appreciation Day.

#### Councilman Dinardo

- Thanked everyone that came out to vote on Election Day and everyone that helped him.
- Thanked the Police for their presence on Halloween.

- Received complaints from residents on Bender Avenue for the amount of money they spent on candy. The majority of the children coming later are not from town.
- Would like to discuss a remedy to this issue.
- Will be starting the Casano Center floor this weekend.
- The cheerleaders will be going to competition in Trenton and wished them the best of luck.

Mayor DeIorio said regarding the Bender Avenue situation, the next two years Halloween will fall on a Saturday and Sunday, which will cause a tremendous amount of people to come out all times of the day. A remedy to this situation will have to be addressed.

Councilman Yakubov brought up the haunted house that was at the Casano Center on Halloween years back. It is a good revenue source and is fun for children; that may reduce some of the congestion on Bender Avenue.

Mayor DeIorio said it was stopped at the Casano Center because there was no sprinkler system. The Youth Center also had one last year, but the attendance was very poor because everyone was going to Bender Avenue. They did have it the week before this year and there was a tremendous turnout.

## REPORTS OF DEPARTMENTS

### Borough Engineer – Nick Villano

- Regarding the Westbrook Stream, they are still waiting for some of the easements from the residents.
- Webster Avenue should be starting within the next week, there will be a preconstruction meeting.
- The First Aid Squad Generator and the transfer switch have been installed. There was a glitch when it was tested; there was not enough gas reaching the heating system while the generators are operating. It is just a matter of tweaking the valves to get more pressure into the system.
- Received a letter from Elizabethtown Gas that there was a large enough line to supply the facility.
- There is a Change Order for consideration for the Lincoln Avenue Phase II project.
- There is a Change Order for consideration for E. Clay Avenue for the addition of curbing between Bender and Sheridan Avenues.
- The 2008 Various Streets was supposed to begin this week, but due to rain, it will begin a little later. There will be a two day milling and two day paving.
- Asked for the consideration to mill a portion of the 800 block of Larch Street as they are approaching Sumner Avenue. There is a storm pipe that crosses that section and they can add an inlet to let the water into it. This may resolve some of the issues for the residents.
- The project is complete on E. Grant, but they are waiting for it to settle before it is resurfaced.
- Everything has been submitted to New Jersey Transit for the train station on E. Lincoln Avenue for their review.

- Regarding Various Streets, with the exception of Filbert Street, which was bid today; the rest of the roads have been surveyed, it is just a matter of the design.
- Regarding the Rahway Valley Sewerage Authority, the Borough has been exceeding the allocated amount of 1.85 mgp. The Engineer has been doing a study and it has been found that prior to 2007 the billing was not accurate. The reason why the Borough is exceeding is based on the new meters that have been installed. He would like to meet with the Rahway Valley Sewerage Authority and find out what can be done; an area wide study would determine if there is infiltration of water coming into the system.

Mayor DeIorio said he would like this discussed with the Borough Attorney as a legal issue and would like the details discussed in Closed Session.

- Mr. Villano said he had one of his inspectors measure the area at the Casano Center and has received a survey from the Building Department.
- Bids were accepted for the Chestnut Street Crosswalks and there will be three intersections done.

Councilman Badillo asked if they can meet with the three residents that still need the easements for the Westbrook Stream project and find out what their concerns are.

Councilman Badillo spoke about the parking issues on Dalton Street and beginning a parking pilot program on that street; asked it be brought before the Public Safety Committee.

Councilman Badillo asked about putting catch basins on Dalton Street to help alleviate the flooding that is occurring on that street.

Mr. Villano said regarding the new street resurfacing; he would like to meet with anyone interested, walk the street and get their input and concerns.

## 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.

### Jacob Magiera

- Suggested there be a curfew on Bender Avenue on Halloween.
- Thanked all candidates who ran for office.
- Asked if there is an ordinance for when a utility company opens a street and sidewalk and wash the dirt into the storm sewers. Recently on E. Lincoln Avenue the sidewalk was opened by the water company and red clay was left from that work. Mayor DeIorio said he will check into it.
- Gave a copy of the New Jersey Coalition Against Air Noise to the Council. The report said they want to fly the planes lower.
- The storm sewer catch basins are filling with leaves.

- Fences at Acker Park and Casano Center are 8 feet; thought there was an ordinance limiting the fences to 6 feet. Mayor DeIorio said he would have that researched, but that might be for residences. The fences are higher for safety issues.
- Referred to a newspaper article stating cable prices are being investigated; it mentioned Comcast and Verizon.

Mayor DeIorio said Verizon has begun its work to offer their product to Roselle Park.

- Mr. Magiera asked whether TV34 will be aired if Verizon comes to Roselle Park. Mayor DeIorio said in discussing this with other towns, they will provide the access for their local cable channel.

Councilman Badillo said he has the paperwork, which he will give to Ms. Cali and they can start the process.

- Mr. Magiera asked about the franchise fee and if there would be one with Verizon.

Mayor DeIorio said the State of New Jersey passed a law allowing Verizon to franchise with the State, removing any opportunity for municipalities to individually contract with Verizon.

- Mr. Magiera referred to AvalonBay and asked if the town could negotiate a five year PILOT and after those five years; see what condition our finances are and then go for another five years.
- Spoke about the increase of school children from AvalonBay and we should then revisit property reevaluation. In the last two years, it has cost taxpayers approximately \$325,000 with property tax appeals; that money was added to the tax bills.
- There will be no money given to the Board of Education with the PILOT program.
- The Roselle Park Historical Society Museum should be located at the Library.

Paul Irslinger, 155 W. Roselle Ave.

- Asked about the Casano Center and how many rentals the Center has had since the renovations have been done.

Mayor DeIorio said he will get the numbers for him, but the improvements to the Center was to update the Center.

- Mr. Irslinger asked about the stamped concrete patio that will be installed in the back; money will have to be allocated yearly to maintain it.
- Asked about the cupola that will be installed on the roof of the Center.

The Mayor said the roof is falling apart and the thought is to place some type of arbor on it.

- Mr. Irslinger said the purpose is to stop the leaking of the roof.

- Asked what the rental rate is of the Center and Mayor DeIorio said it is \$200 for the first five hours.
- \$30,000 has already been spent and how will the town recoup this money.
- The fence in the back could have been repaired instead of replaced.

Mayor DeIorio said the money used was what was available to us and instead of patching the fence, installing a new one was better.

Ms. Intile said regarding the issue of the cupola on the Center, they discussed putting up support beams and an overhang that is a little bit longer than the one that is there now. Also possible lattice work across the support beams on top and the purpose is not to totally cover the patio. Ms. Intile said the patio needs to be torn up because it is not level and a new patio will be installed.

Mr. Villano said the back of the building needs work. The concrete patio is not level, as well as the structure in the back needing a lot of work. He said he does not think the cupola is an option and will fit in with the architecture in the back of the building.

Mayor DeIorio said the stamped concrete will require some maintenance; regular concrete might be overlooked and not maintained as much. He said that pride in the community is what is important in the end.

#### Paul Endler, 143 E. Grant Avenue

- Reminded everyone about the Veteran's Day observance that will be held at the Library on Veteran's Day, November 11th at 11:00 a.m.

#### Glen Marczewski, 622 Sherman Avenue

- Some towns have curfews on Mischief Night for incidents that may happen on that night.
- Said a swimming pool could bring revenue into the town.

Mayor DeIorio asked for suggested locations and Mr. Marczewski said maybe the two lots that did not sell on Valley Road.

- Mr. Marczewski brought up ice hockey in the Borough.
- Asked if the train station will have an elevator installed in the renovated station and Mayor DeIorio said they will only install an elevator if the number of commuters exceeds a certain threshold.

#### Eugene Meola, 226 Sheridan Avenue

- Congratulated everyone that participated in the election; this is the largest turnout he has seen.
- He apologized for his actions at the last Council meeting and cutting off Mayor and Council when they were speaking.

- Since he has attended the meeting, he has spoken to many other residents and he would like to speak on their behalf.
- Two other residents on his block stated they have similar problems with their trees.
- Asked if leaves could be picked up in the daytime, but by the time he gets home in the evening, cars are parked on them.
- Agreed with having marked parking spaces. Also the speed bumps that have been worn away can be replaced.
- Asked if the Police could lend their assistance on his block next year at Halloween.

Mayor DeIorio asked if Mr. Meola could meet with him next week, along with Frank from the DPW to discuss his tree situation. He agreed to meet at 6:15 p.m. the following Thursday; Councilman Dinardo requested to meet with them as well.

Laura Hahn, 40 E. Sumner Avenue

- Reported on the TV34 Committee Meeting.
- Discussed the taping of the Planning and Zoning Board Meetings.
- A few meetings ago she gave the reasons why not to televise these meetings.
- It is difficult to schedule them with all the other meetings that are televised.
- The Broadcast Technician may not be able to tape them.
- They do not have that many tape decks.
- The committee unanimously voted not to tape the meetings.
- A solution would be for the Council liaisons to report at the Council meetings.

Councilman Badillo said regarding Verizon Fios, he has the paperwork, which has to be completed by the town; we will then be ready when Fios comes to Roselle Park, which has been scheduled for January.

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

REPORTS OF DEPARTMENTS – Continued

Borough Attorney – Blake Johnstone

- There are seven items for Closed Session.

Chief Financial Officer – Ken Blum

- Fourth quarter tax bills are out; they are due November 1<sup>st</sup> and there is a ten day grace period.
- A tax sale has been scheduled for December 16, 2008.
- One matter for Closed Session regarding contract negotiations with the School Crossing Guards.



### Administrative Assistant – Karen Intile

- The contractors have finished the closet in the Casano Center.
- DPW has installed shelving in back closet and chair rails will be installed.
- The new flooring will be installed soon.
- The new LED sign is running.
- There is new furniture in the reception area.
- The new Dell computer has been installed.
- The new fence has been installed.
- A new welcome package program is being introduced.
- The next SID Meeting will be scheduled soon and the Mayor asked that a meeting with residents could be arranged.
- Boy Scout Troop 56 will have a food drive on Saturday, November 1<sup>st</sup> from 9 a.m. to 1 p.m.
- Tree Lighting Ceremony will be on December 5<sup>th</sup> and the parade will be on December 6<sup>th</sup>. The Grand Marshall will be Lyman Thompson, Jr., and we will also recognize DPW Superintendent Frank Wirzbicki, who will be retiring this year.
- Next free movie night will be on November 12<sup>th</sup> at 7:00 p.m. and the afternoon movie will be November 26<sup>th</sup> at 1:00 p.m.
- The annual Recreation Halloween Party was on October 22<sup>nd</sup>.
- Third Annual Appreciation Day was on October 26<sup>th</sup>.
- Casano Center has started a “Local Artists Gallery”.
- The Center celebrated its 27<sup>th</sup> birthday with a party.
- There will be a Holiday Home Decorating event.
- Stores are getting ready for the Holiday Window Decorating Event.
- Holiday Ceramic Class will be on December 9<sup>th</sup> with a cost of \$8.00.
- “Be Red Cross Ready” presentations will be at the Center on January 12<sup>th</sup>.
- There has been a request from an independent film maker to film a short film at the Center.

### Police Chief – Paul Morrison

- It has been brought to his attention that there is excessive speeding on W. Grant and Meadow Streets and radar units have been assigned there. There is a traffic study on Hawthorne Street and when that is done, they will do one on W. Grant.
- Attended a SID Meeting with business owners.
- Pedestrian detail is going well and so far 34 summonses have been issued.
- Police Department will attend “Failure to Yield” training.
- New security cameras have been installed in Borough Hall and will be monitoring the area 24/7.

Mayor DeIorio commended the police for their presence during Halloween and asked if there was any large activity on mischief night, and Chief Morrison said no major issues were reported.

Councilman Badillo asked if Officer Deegan could be given a citation for his off duty capture during a robbery and Ms. Cali said the citation is scheduled for December 4<sup>th</sup>.

#### Department of Public Works – Ben Cosentino

- Street sweeper is working every day and cardboard is being picked up every other Tuesday.
- Tree crew is out.
- SLAP has cleaned the brook at Union Road, the area by McDonald's and also the bike path.
- Soil at Acker Park has been leveled.
- New welcome signs have been installed on Westfield Avenue and Locust Street.
- Closets have been painted and shelves installed at the Center.
- Leaves are being picked up throughout the Borough.

Councilwoman Chen-Hoerning asked if the leaves can be put on the grass and Mr. Cosentino said they must be put in open containers. On county roads, leaves can be put on the street.

#### Fire Chief – Bob Tobe

- The OEM has instituted a new notification system and Councilmembers are invited to attend meetings and training.
- Would like to get online with the new lap tops that are coming from grant money.
- Received grant funding from Homeland Security and were able to obtain a rehab decontamination truck from the County, which will be housed and maintained by the Linden Fire Department.
- Discussed the Homeland Security #8 and Executive Order #50.

Councilman Badillo extended his condolences to the Powers Family on their loss.

Mayor DeIorio said for the record, in answer to Mr. Magiera's question, in Section 128-115(c) of the Borough Code, it states municipal fences should be at least 8 feet and not 6 feet.

#### REPORTS OF DEPARTMENT

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

- Treasurer's Report for September 30, 2008
- DPW Report for October 2008

#### MINUTES TO BE APPROVED, PENDING ANY CORRECTIONS

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

✓ Vote Record – Minutes October 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"/>	Adopted as Amended	Matarante	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>

✓ Vote Record – Minutes October 20, 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"/>	Adopted as Amended	Matarante	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>

MOTION BILLS AND PAYROLLS NOT BE 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 present voting Aye, said motion was adopted.

ORDINANCES

INTRODUCTION

ORDINANCE NO. 2253

AN ORDINANCE AMENDING CHAPTER III, SECTION 3.1 OF THE  
CODE OF THE BOROUGH OF ROSELLE PARK REGARDING  
ALCOHOLIC BEVERAGES IN PUBLIC PLACES

Councilman Badillo moved that Ordinance #2253 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on December 4, 2008; seconded by Councilman Yakubov.

Mayor DeIorio said the amendment to this ordinance is to avoid lawsuits that have taken place in other municipalities.

Ms. Cali said the item that is being deleted currently states no person shall be drunk, in the state of intoxication in or upon any street, highway, thoroughfare or other public places in the Borough. Thirty years ago, the State of New Jersey determined that it is legal to be drunk in New Jersey provided the drinker does not break any other laws or under the influence. There is currently a cross action lawsuit against Rutherford and North Arlington for a person who was arrested and fined for being drunk in public. It is in the Borough's best interest to remove the wording before there is another class action lawsuit against other municipalities who still have the wording in their books.

✓ Vote Record – Ordinance #2253					
		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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>

## RESOLUTIONS

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

### RESOLUTION NO. 236-08

WHEREAS, the following property has a tax overpayment, now therefore

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the Collector is hereby authorized to refund the following tax overpayment for the year 2008 3<sup>rd</sup> quarter payable to Mollozzi & Raffa, L.L.C. attorney for Block 908/Lot 17 (otherwise known as 124 Magie Avenue, Roselle Park, N.J. 07204) and assessed in the names of Gardt Vastey. This was a sale, previous owner was Juana E. Brito. Attorney is to distribute check to rightful owner.

✓ Vote Record – Resolution 236-08					
		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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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. 237-08

WHEREAS, the following property has a tax overpayment, now therefore

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the Collector is hereby authorized to refund the following tax overpayment for the year 2008 3<sup>rd</sup> quarter in the amount of \$2,146.13 payable to ServiceLink for Block 209/Lot 2 (otherwise known as 413 Maplewood Ave., Roselle Park, N.J. 07204) and assessed in the names of David M & Karen Anne McCall. ServiceLink authorized refund to them to distribute to rightful party.

✓ Vote Record – Resolution 237-08					
		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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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. 238-08

WHEREAS, the following property has a tax overpayment, now therefore

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the Collector is hereby authorized to refund the following tax overpayment for the year 2008 3<sup>rd</sup> quarter in the amount of \$750.00 payable to Guardian Title Services, LLC for Block 604/Lot 21 (otherwise known as 210 Filbert St., Roselle Park, N.J. 07204) and assessed in the names of Kevin C. & Joann Kolbeck. Guardian Title Services authorized refund be issued to them to distribute to rightful party.

✓ Vote Record – Resolution 238-08					
		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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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. 239-08

WHEREAS, the following property has a tax overpayment, now therefore

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the Collector is hereby authorized to refund the following tax overpayment for the year 2008 3<sup>rd</sup> quarter in the amount of \$1785.51 payable to Luis Ramirez for Block 904/Lot 16 (otherwise known as 157 Dalton St., Roselle Park, N.J. 07204) and assessed in the name of Luis Ramirez. This overpayment was created by a check received from 2006 New Jersey Homestead Rebate. Mr. Ramirez was delinquent at the time the check was sent to us creating an overpayment.

✓ Vote Record – Resolution 239-08					
		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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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. 240-08

WHEREAS, the following property has a tax overpayment, now therefore

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the Collector is hereby authorized to refund the following tax overpayment for the year 2008 3<sup>rd</sup> quarter in the amount of \$1741.04 payable to Carolyn Ann Borger for Block 1012/Lot 4 (otherwise known as 313 Pershing Ave., Roselle Park, N.J. 07204) and assessed in the name of Carolyn Borger. This overpayment was created by a refinance by Fairview Settlement Services who has requested in writing to refund money to homeowner.

✓ Vote Record – Resolution 240-08					
		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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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. 241-08

WHEREAS, Ukrainian-Americans form an integral part of the ethnographic map of Roselle Park and contribute to its rich cultural diversity, and

WHEREAS, 2008 marks the 75th Anniversary of the Ukrainian famine-genocide of 1932-33, which resulted in the deaths of at least 6,000,000 Ukrainians and was covered up and officially denied by Russian Communist authorities, and

WHEREAS, Russian Communists deliberately confiscated grain harvests and starved millions of Ukrainian men, women, and children in a policy of forced collectivization that sought to destroy Ukrainian aspirations for independence, and

WHEREAS, the Russian Communist authorities ordered the borders of Ukraine sealed to prevent anyone from escaping the artificial famine and preventing any international food relief shipments to reach the starving masses, and

WHEREAS, at the height of the famine, Ukrainian villagers were dying at the rate of 25,000 per day, and

WHEREAS, 1 in 3 Ukrainian children perished as a result of the forced famine-genocide, and

WHEREAS, the United States Congress formed a Commission on the Ukraine Famine on December 13, 1985 to conduct a study with the goal of expanding the world's knowledge and understanding of the famine, and

WHEREAS, the Commission's formal report concluded that the victims 'starved to death in a man-made famine' and that 'Joseph Stalin and the Russian Communist leadership committed genocide against Ukrainians in 1932-33', now therefore

BE IT RESOLVED by the Governing Body of the Borough of Roselle Park that:

1. Ukrainian victims of the Russian communist-engineered famine-genocide of 1932-33 be solemnly remembered by Roselle Park residents on its 75<sup>th</sup> Anniversary,
2. The United Nations and all the governments of the world should recognize the Ukrainian famine-genocide of 1932-33 as an act of "crimes against humanity."

BE IT FURTHER RESOLVED that a copy of this Resolution be sent to Board of Education member Alexander Balaban, who is a Ukrainian-American, and the Ukrainian Mission to the United Nations.

<input checked="" type="checkbox"/> Vote Record – Resolution 241-08		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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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. 242-08

WHEREAS, the following property has a tax overpayment, now therefore

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the Collector is hereby authorized to refund the following tax overpayment for the year 2008 2<sup>nd</sup> quarter in the amount of \$2,445.19 payable to Julio Sanchez, Attorney for Block 1111/ Lot 26 (otherwise known as 493 Markthaler Place., Roselle Park, N.J. 07204) and assessed in the names of M A Quintanilla & S M Bonilla. Attorney is to refund overpayment to rightful owner.

<b>✓ Vote Record – Resolution 242-08</b>		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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. 243-08**

WHEREAS, the following property has a tax overpayment, now therefore

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the Collector is hereby authorized to issue a check payable to Sandra E. Gabriele, Attorney At Law to refund the following tax overpayment for the year 2008 4<sup>th</sup> quarter in the amount of \$2,161.74 payable to Romulo & Elvira Moran on Block 110/Lot 10 (otherwise known as 630 Willow Ave., Roselle Park, N.J. 07204) and assessed in the names of Romulo & Elvira Moran. This overpayment is to be issued to Attorney to distribute money to rightful owner.

<b>✓ Vote Record – Resolution 243-08</b>		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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. 244-08**

WHEREAS, the following property has a tax overpayment, now therefore

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the Collector is hereby authorized to refund the following tax overpayment for the year 2008 3<sup>rd</sup> and 4<sup>th</sup> quarter in the amount of \$514.80 payable to Alberto Pineda & Judith Maldonado on Block 1012/Lot 8 (otherwise known as 325 Pershing Ave., Roselle Park, N.J. 07204) and assessed in the names of Alberto Pineda & Judith Maldonado. This overpayment was created by prepayment of taxes made by homeowner.

<b>✓ Vote Record – Resolution 244-08</b>		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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. 245-08**

WHEREAS, the following property has a tax overpayment, now therefore

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the Collector is hereby authorized to refund the following tax overpayment for the year 2008 4<sup>th</sup> quarter in the amount of \$2,240.94 payable to Charney & Roberts Attorney at Law for Block 901/Lot 14 (otherwise known as 64 E. Grant Ave, Roselle Park, N.J. 07204) and assessed in the

names of Ardolic, Ahmet & Amelia Et Als. This overpayment was created by sale of above property. Check is to be issued to Attorney to distribute to rightful owner.

✓ Vote Record – Resolution 245-08					
		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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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. 246-08**

WHEREAS, application has been made for a place-to-place transfer of Retail Consumption Liquor License No. 2015-33-005-001 issued to Frenchy’s Bar Grill Inc., 545 West Westfield Avenue, Roselle Park, NJ, and

WHEREAS, application has been made to the Mayor and Council of the Borough of Roselle Park for a place-to-place transfer of the said license, which would allow the expansion of the licensed premises to the outside patio, and

WHEREAS, the proposed transfer has been properly advertised, a police investigation has been completed, all state and local ABC regulations having been complied with and all fees having been paid; and

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that approval is hereby granted to allow the place-to-place transfer effective November 7, 2008.

✓ Vote Record – Resolution 246-08					
		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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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. 247-08**

WHEREAS, the following property has a tax overpayment, now therefore

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the Collector is hereby authorized to refund the following tax overpayment for the year 2008 4<sup>th</sup> quarter in the amount of \$2,000.00 payable to Barbara Nutt-Fahoury for Block 701/ Lot 28 (otherwise known as 812 Hamilton Place, Roselle Park, N.J. 07204) and assessed in the names of Barbara Nutt-Fahoury. This overpayment was created by 2007 New Jersey Homeowners Rebate. Taxes were current on property when check was received producing overpayment on quarter.

✓ Vote Record – Resolution 247-08					
		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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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. 249-08

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 OF JOB East Clay Avenue Reconstruction  
 CONTRACTOR D & L Paving Contractors P.O. Box 507 Nutley, NJ 07110  
 CHANGE ORDER NO. 1  
 AMOUNT OF CHANGE THIS RESOLUTION \$17,620.00

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

✓ Vote Record – Resolution 249–08					
		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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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. 250-08

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 OF JOB Union Avenue Storm Sewer Replacement Phase II  
 CONTRACTOR Montana Construction Corp. 80 Contant Avenue Lodi, NJ 07644  
 CHANGE ORDER NO. 1  
 AMOUNT OF CHANGE THIS RESOLUTION \$12,704.90 (17.33%)

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

✓ Vote Record – Resolution 250-08					
		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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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. 252-08

WHEREAS, N.J.S.A. 39:5-4(b) provides in part that “all fines, penalties and forfeitures imposed and collected ... for any violations of ... Title 39, other an [as otherwise provided in that section] ... shall be forwarded by the Judge to whom the same have been paid as follows: one-half of the total amount collected to the Financial Officer, ... [of] the local Governing Body, ... wherein the violations occurred, to be used by the Municipality for general municipal use and to defray the cost of operating the Municipal Court; and one-half of the total amount collected to the proper Financial Officer of the County wherein they were collected, to be used by the County as a fund for the construction, reconstruction, maintenance and repair of roads and bridges, snow

removal, the acquisition and purchase of rights-of-way, and the purchase, replacement and repair of equipment for use on said roads and bridges therein. ...”

WHEREAS, the Counties in question do not contribute to the maintenance of the police force which enforces Title 39 except in County facilities and do not contribute to the maintenance of the roads, bridges, snow removal, etc., except on those roads which are designated as County roads; and

WHEREAS, the Counties also do not contribute to the costs of operating the Municipal Court system and such costs have escalated due to mandates imposed by the State of New Jersey to update Municipal Courtrooms and provide security for both the Municipal Courtrooms and the Municipal Judges; and

WHEREAS, the Counties tax each Municipality for the construction and maintenance of the roads and bridges as described above and also take a disproportionate amount of the revenue realized from violations of Title 39, thus constituting “double taxation” for the same purpose; and

WHEREAS, the payment to the Counties of one-half of the fines, penalties and forfeitures collected, given the Counties’ limited roles in the enforcement, maintenance and repair, is unfair to the Municipalities which provide the bulk of the law enforcement and the maintenance and construction of the roadways, etc.;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey, that it urges the New Jersey Legislature to amend N.J.S.A. 39:5-41 to provide for a distribution of the fines, penalties and forfeitures of Eighty (80%) Percent to the Municipalities and Twenty (20%) Percent to the Counties; and

BE IT FURTHER RESOLVED that a copy of this Resolution shall be sent to the Legislative Members of the 21<sup>st</sup> District, the Governor of the State of New Jersey, the Clerks of each of the Municipalities in Union County and to the New Jersey State League of Municipalities.

✓ Vote Record – Resolution 252-08					
		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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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. 254-08

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, that the Extension of Conditional Lease with World of Liquors and the Borough of Roselle Park dated December 30, 2007, in the amount of \$4,000.00, is hereby extended for the calendar year 2008 on the same terms and conditions as in the original Lease.

✓ Vote Record – Resolution 254-08					
		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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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. 255-08**

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park hereby authorize the Extension of Conditional Lease between the Roselle Park Board of Education and the Borough of Roselle Park for use of the Youth Center, effective September 1, 2008 thru June 30, 2009, as per the attached Lease Agreement.

<b>✓ Vote Record – Resolution 255-08</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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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. 257-08**

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, in the County of Union, that the resignation of Michael Senglar from the Roselle Park Fire Department effective November 4, 2008 be and is hereby accepted.

<b>✓ Vote Record – Resolution 257-08</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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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. 258-08**

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 for the project Chestnut Street Crosswalks, Phase II, including the base bid, alternate bid “C”- (Webster) and alternate bid “D” (Lincoln), be hereby awarded to Statewide Striping Corp, 400 Pomeray Road, Parsippany, NJ 07084, in the amount not to exceed \$44, 032.50.

<b>✓ Vote Record – Resolution 258-08</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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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. 259-08**

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, Union County, New Jersey upon the recommendation of the Borough Engineer that a contract for the project Filbert Street CDBG Road Resurfacing, be hereby awarded to Crossroad Construction Corp, 312 Emmet Street, Newark, NJ 07105, in the amount not to exceed \$51,597.50.

✓ Vote Record – Resolution 259-08					
		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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 Yakubov moved the following resolution; seconded by Councilman Miranda.

RESOLUTION NO. 248-08

WHEREAS, Gabrielle Olivo, Junior Clerk for the Roselle Park Police Department has requested an unpaid leave of absence under the Family Medical Leave Act from November 25, 2008 to November 27, 2008; and

WHEREAS, the Mayor and Council of the Borough of Roselle Park desire to make clear the terms of Gabrielle Olivo’s leave for the purpose of record keeping;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that Gabrielle Olivo be and is hereby granted an unpaid leave of absence under the Family Medical Leave Act effective November 25, 2008 to November 27, 2008.

✓ Vote Record – Resolution 248-08					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Matarante	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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.

Mayor DeIorio asked that this resolution be amended and to send a copy to Assembly Speaker Joseph Roberts and Senate President Richard Codey.

RESOLUTION NO. 251-08

WHEREAS, the current international financial crisis is likely to have a significant impact on all New Jersey residents and especially the senior citizens, one of our most vulnerable and cherished demographic, will be affected to a degree unlike others; and

WHEREAS, many residents of the State may be able to wait out the current home sale recession and wait out cashing in on programs like their 401(k)s until the stock market recovers, many seniors will not be able to do so and thus need economic assistance;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF ROSELLE PARK:

1. That it hereby urges the State Legislature to take immediate emergency action to assist our senior population by doubling the Homestead Property Tax Rebates for eligible senior citizens for the State 2008 – 2009 fiscal year of budget.
2. That it recommends spending cuts elsewhere in the State Budget be implemented in order to not increase the tax burden to all the State’s residents.

3. That a copy of this resolution be forwarded to Governor Corzine, Senator Thomas H. Kean, Jr., and Assemblymen Eric Munoz and Jon Bramnick.
4. That a copy of this resolution be forwarded to the New Jersey League of Municipalities asking it to consider same at its Conference.

Councilman Badillo moved to accept the amendment, seconded by Councilman Yakubov.

✓ Vote Record – Amendment Resolution 251-08					
		Yes/Aye	No/Nay	Abstain	Absent
<input type="checkbox"/>	Adopted	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	Adopted as Amended	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>

✓ Vote Record – Resolution 251-08					
		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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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. 253-08**

WHEREAS, transparency in government is necessary to identify municipal spending and where Borough taxpayer dollars are being allocated; and

WHEREAS, an explicitly dedicated public finance page on the Borough website which would retain and display data which is available through existing documents already produced by the municipal department, along with information on the Borough’s annual revenues, expenditures and total bonded indebtedness is necessary; and

WHEREAS, the Borough website would include information such a

- A summary of all Resolutions and ordinances by Title and Number
- The dates in which the Resolutions and Ordinance was adopted
- The Vote Count of such Resolution or Ordinance

WHEREAS, a document prepared by Council would summarize the annual budget in a concise and easily understandable format and shall be made available to the public when the annual budget is formally introduced; and

WHEREAS, a bi-partisan approach to improving transparency and communication with residents would facilitate the organization, development and maintenance of the website; and

WHEREAS, Senator Joe Pennacchio has introduced S-445 the “Transparency in Government Act,” to establish such aforementioned State public finance website and Public Transparency Committee, which the Governing Body supported in the action of approving Resolution 158-08; now, therefore

BE IT RESOLVED that we pledge our support to transparency in government, at all levels of government, and commit to establishing maintaining this website for the Borough of

Roselle Park and to establishing a summary document in laymen's terms to be made available when the annual budget is formally introduced.

Councilwoman Chen-Hoerning said she is interested in this resolution and it was not to hurt anyone, but to help everyone. She also asked about the bid lists.

Mayor DeLorio asked if the way they are prepared now is sufficient and Councilwoman said yes.

Mr. Blum said that Resolution Numbers 258-08 and 259-08 that were approved tonight were awarding of bids.

Councilman Badillo commented saying he finds some hypocrisy with her view on this. If we are going to be transparent, we should be 100% transparent and not hide behind perception. He complimented Mayor DeLorio and the Borough Attorneys present and past for making sure things have been transparent.

Mr. Johnstone said to clarify this, there was a request for information and verification that the board is willing to go along with that issue. He requested to have the three people affirmatively agree for this to occur. He did get three affirmative votes from Mayor and Council. Ms. Hoerning did address it with him personally and he indicated he appreciated and understood her concern. He indicated to her that her vote was not necessary at that time because he had already received three votes that were needed. At this point we should move on.

✓ Vote Record – Resolution 253-08		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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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. 256-08

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 OF JOB 2008 Various Streets Resurfacing

CONTRACTOR Smith-Sondy Asphalt Const., 150 Anderson Avenue, Wallington, NJ

CHANGE ORDER NO. 1

AMOUNT OF CHANGE THIS RESOLUTION \$9,396.70

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

Councilwoman Chen-Hoerning asked which amount was correct, the one on the agenda or the one on the resolution and Mr. Blum said the correct amount is the one in the resolution.

<b>✓ Vote Record – Resolution 256-08</b>		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>

### MATTERS FOR REFERRAL TO COMMITTEE OR COUNCIL

Mayor DeIorio said Mondays, Thursdays and Saturdays are the days that Council can put on their programs. Anyone interested in watching the AvalonBay presentation, please watch TV34 and the schedule is posted on the bulletin board.

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

- Contract Negotiation – Rahway Valley Sewerage Authority
- Ongoing Negotiations – School Crossing Guards
- Litigation – East Coast Sanitation vs. Roselle Park
- Negotiations – Senior Housing
- Litigation – Guarriello and Dec vs. Roselle Park
- Litigation – Great Northern vs. Roselle Park
- Contract – Board of Education and Youth Center
- Contract – Fibertech
- Litigation – Judy Mack vs. Roselle Park

### INTERRUPT THE REGULAR ORDER OF BUSINESS

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

### RESUME REGULAR ORDER OF BUSINESS

Councilman Dinardo 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 matters:

- Contract Negotiation – Rahway Valley Sewerage Authority
- Ongoing Negotiations – School Crossing Guards
- Litigation – East Coast Sanitation vs. Roselle Park
- Negotiations – Senior Housing
- Litigation – Guarriello and Dec vs. Roselle Park
- Litigation – Great Northern vs. Roselle Park
- Contract – Board of Education and Youth Center
- Contract – Fibertech
- Litigation – Judy Mack vs. Roselle Park

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

Attest:

Borough Clerk