

Borough of Roselle Park Regular Meeting of November 5, 2009

Attendee Name	Organization	Title	Status	Arrived
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	8:08 PM
Larissa Chen-Hoerning	Borough of Roselle Park	Councilwoman	P	7:30 PM
Modesto Miranda	Borough of Roselle Park	Councilman	P	7:30 PM
Carl Hokanson	Borough of Roselle Park	Councilman	P	7:30 PM
Joseph DeLorio	Borough of Roselle Park	Mayor	P	7:30 PM

Mayor DeLorio called the meeting to order at 7:45 p.m. and said it is being held in accordance with the Open Public Meetings Act and adequate notice of this meeting has been provided by law.

All contracts awarded by Mayor and Council must comply with the affirmative action requirements of P.L. 1975, C.172. (NJAC 17:27).

As required by the Fire Prevention Code, he indicated the fire exits and the procedure to be followed in case of fire.

Borough Clerk Cali read a short prayer followed by the Pledge of Allegiance.

COMMUNICATIONS

Councilman Matarante moved the following communications; seconded by Councilman Yakubov, all members present voting Aye.

- Request from the Indo American Seniors Association of Union County to park in the Gazebo Area and Library on November 7, 2009 from 4:30 p.m. until 11:00 p.m. during their New Year Celebration held at the Middle School, in addition to providing Police presence.
- Request from Roselle Park First Aid Squad to hang a banner across Chestnut Street 11/15/09 through 12/15/09.

REPORT AND RECOMMENDATIONS OF MAYOR

- Announced that Casa di Trevi on West Westfield Avenue will be Roselle Park's featured business for the month of November.
- Announced the Snowperson Contest for Roselle Park.
- Thanked all for voting on Election Day and recognized returning Councilman Yakubov and newly elected Councilman Accardi.
- He thanked Michael Peterson and David Jacobs for being part of the municipal process.
- Gave an update on the Little League Baseball Fields.
- The engineering firm is working with the DEP on the remediation.

- Has spoken to the DEP and is hoping they can come to an agreement to resolve the outstanding issues.
- FIOS will broadcast Roselle Park's cable access channel on Channel 32.
- There have been technical issues with the sound on FIOS.
- Thanked the residents for a safe Halloween.
- Bender Avenue was well attended and thanked Councilman Dinardo for his initiative.

CERTIFICATES

- Kopper Kart
- Roselle Park High School Girls Tennis Team
- Stephen Tansey
- Paul Cusmano
- Environmental Committee
- Climax Brewery
- Park Karate

REPORT OF STANDING COMMITTEES AND OTHER MAYOR AND COUNCIL COMMITTEES

Councilman Dinardo

- Approximately 2,500 children attended the Halloween activities on Bender Avenue.
- They plan on making it better each year.
- Grant Avenue stripes and double lines have been painted.
- Cheerleaders would like to join the Recreation Program.
- They will need an ordinance to establish this.
- Mayor wants to meet and discuss by the end of the month.
- Received the swine flu shot.

Councilman Miranda

- Congratulated Councilman Yakubov on his re-election and newly elected Joe Accardi.
- Walked with the DPW Superintendent, Conrail and the Code Enforcement officer, and the tracks will be cleaned up in approximately three weeks.
- Fire Department received new computers.

Councilman Yakubov

- The Engineer has been addressing many issues in the Borough.
- Would like to schedule a Community Watch Program Meeting in December.
- The Sidewalk Program has begun recently; have been addressing problems that may have occurred.

Ms. Cali said she spoke to the contractor and told him to finish his formwork; but before the sidewalk is poured, that it be inspected.

Councilman Hokanson said he spoke to the contractor due to a resident complaint. It was suggested that before the pouring was done that it be inspected.

Councilman Matarante

- Borough received letter from the County of Union for the award of the Kid's Recreational Trust Fund Grant.

Councilwoman Chen-Hoerning

- Attended the Halloween events in the area.
- Attended the party at the Library.
- Attended the Joint Board of Health Meeting dedicated to the H1N1 flu.
- There will be two swine flu clinics: Tuesday, November 10th at Westfield High School and Monday, November 16th Summit High School.
- More clinics will be scheduled as vaccine is available.
- The next Board of Health Meeting will be on December 15th.
- Spoke about an eight week certification program for emergency issues.
- Spoke about the business of the month.

Mayor DeIorio said he talked about having an informational meeting inviting residents to ask everyday questions about how things are done in Roselle Park.

Councilman Hokanson

- Congratulated Michael Yakubov and Joe Accardi on the election.
- Attended the Roselle Park Historical Society "Open House."
- Attended Indo-American New Year's Celebration in Edison.
- Attended Planning Board Meeting with DOT.
- Attended the Debate.
- Attended Pet Appreciation Day.
- Had an Environmental Committee Meeting on October 26th.
- Congratulated Alex Balaban and Ms. Cali for the grant money that was received.
- Attended the Pop Warner Cheerleading event on Friday.
- Attended the Art Show at the Casano Center.
- Received numerous complaints about the Sidewalk Program.
- FIOS will broadcast on channel 32.
- November 10th is the Marine Corp. Birthday.

Mayor DeIorio said November 11th will be the Veteran's Day services.

PUBLIC COMMENT

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

Paul Endler, 143 W. Grant Avenue

- Congratulated Michael Yakubov and Joe Accardi on their election to Council.
- November 11th will be the Veterans Day Ceremony at the Library on Chestnut Street.

Jake Magiera, 612 Sheridan Avenue

- There were thousands of people on Bender Avenue for Halloween.
- Asked where the CFO is this evening.
- Congratulated the successful and unsuccessful candidates.
- Was glad the Mayor and Freeholder Mirabella met regarding the Sullivan Chevrolet property.
- There is always a situation regarding leaves each year.
- The program to help seniors raking leaves should be put on the web.
- Asked if landscapers can be charge to drop leaves and grass at the DPW.
- It should be stipulated they cannot pass the cost to the homeowner.

Mayor DeIorio said it is a good idea, but we would have to consider the transfer stations.

- Mr. Magiera spoke about the pedestrian initiative.
- Spoke about people having difficulty crossing Chestnut Street; we need more enforcement.
- Asked for an update on crosswalk pavers.

Mr. Solfaro said they have been in touch with the contractor and the job is still open and being repaired.

- Mr. Magiera said the catch basins are clogged and must be cleaned.
- Spoke about recycling of household batteries.
- Read an article regarding the NJ Division of Taxation and sewer taxes.

Glenn Marzewski, 622 Sherman Avenue

- Spoke about contractors and if they are reviewed before using them.
- Asked about dead animals and the Humane Society picking them up.

Councilman Hokanson said the Humane Society is located in Newark and it is the only service the Borough is now contracted with. The County is presently building a facility, but it will be about two years before it is completed. The Newark Humane Society only comes into town once a day; it depends on what time you call. They are investigating a new contract.

- Mr. Marczewski said the times for Halloween trick or treating should be earlier.

Councilman Dinardo said there were many children that day and the neighbors on that block decided on those times.

Mayor DeIorio said we are taking the recommendation of the people on that block.

- Mr. Marczewski spoke about the helmet law, claims and fines.

Councilman Matarante said these questions should be addressed to the Borough Attorney.

Mayor DeIorio said we are following the recommendations of our Police Chief.

Andrew Casais, 166 Berwyn Avenue

- Congratulated the newly elected candidates.
- Spoke about the Sidewalk Program; a sloppy job was done.
- Concerned Citizen Meeting will be held on November 14th, from 1:00 p.m. to 2:30 p.m. at the Casano Center.

Saul Qersdyn, 150 Berwyn Street

- Asked if there is a template for the TV34 program schedule.
- Asked if there are times available for other programming.

Councilman Matarante said there is no template. We can tell when something will start, but not end.

- Mr. Qersdyn asked if there are things being broadcast at 3:00 in the morning.

Mayor DeIorio said there is no document.

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

REPORTS OF DEPARTMENTS

Tom Solfaro – Borough Engineer

- Spoke about the seasonal road programs and there are still some issues that are being addressed.
- The Fall Road Program projects have begun.
- Working with the DPW to have the storm sewers televised before streets are paved.
- Regarding the Casano Center Improvements, 85% of the concrete patio has been installed.
- The Borough was awarded \$190,000 by the DOT for Road Programs.

- Spoke about the Larch Street Drainage.

Blake Johnstone – Borough Attorney

- One item for Closed Session.

Doreen Cali – Borough Clerk

- Received the application for next year's CDGB Road Program.
- Asked what streets should be done.

Joe Signorello – Fire Chief

- The rescue truck is in progress.
- Visited the schools for Fire Prevention Week.
- Asked about the status on the generators.
- The ceiling in the Park Theater has collapsed.
- Congratulated Joe Accardi, Mike Yakubov and the other candidates.
- Helped out with the cement work on Dalton Street.
- They are over budget on vehicle maintenance.
- There was training at the Fire Academy.
- They trained on the A & B Glass building on W. Westfield Avenue.

Susan Calantone – Library Director

- Spoke about all the Library programs for October.
- They celebrated the Festival of Lights.
- Spoke about the Halloween Party at the Library.
- The Fire Department visited the Library for Fire Prevention Week.
- Received a grant award from the Council for Humanities.
- November 10th they will have the "Read to the Dog" program.
- They will also hold their Film Festival.
- They are continuing their concert series.
- They have book discussions each month.
- November they will have their Annual Pet Tree, along with a drive for the animal shelter.
- A mitten tree was donated to the homeless.
- Reminded everyone of new hours: Monday, Tuesday and Thursday from 10:00 a.m. to 8:00 p.m.; Wednesday from 10:00 a.m. to 5:00 p.m.; Friday 10:00 a.m. to 5:00 p.m. and Saturday from 10:00 a.m. to 2:00 p.m.
- The Library will be closed Veteran's Day and November 26th and 27th for Thanksgiving.

Vince Cahill – Superintendent of Public Works

- Department is a work in progress right now.
- Collecting leaves everyday with everyone available.
- Trying to get some tree work done before the bad winter weather.
- Working from one end of town to the other.
- Have done every street a least twice that this point.
- Cleaning the catch basins that are prone to flooding.
- Catch basin cleaning will take place after leaf season and in the future, all work will be logged.
- Was involved with the Sidewalk Program; spoke to the contractor's Onsite Supervisor.
- Visited all the locations and the areas with problems that he was going to replace; told him not to replace, that some adjustments needed to be made.
- Found many loopholes in the sidewalk specifications; asked if he could rework them.
- Will contact the Borough Engineer for suggestions for next year.
- Will follow up with the contractor for any outstanding issues.
- He walked Conrail and the contractor is talking about coming in the week of the 23rd to start the project.
- Will contract SLAP to see if it is allowable for them to go on Conrail property.
- The County also has a pickup schedule available.
- They will be applying for a DEP permit for recycling.

Councilman Yakubov asked if the permit is just for residents or for contractors also; Mr. Cahill said they can include contractors.

Councilman Yakubov asked how they can verify it is just contractor materials from Roselle Park residents.

Councilman Hokanson suggested when the contractor comes into town; they stop at the yard first and show an empty truck.

Councilman Yakubov asked if there is adequate storage room to receive everything.

Mr. Cahill said we are already under contract for a lot of the things that we pick up. There is enough space for what they are doing right now.

REPORTS OF DEPARTMENTS

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

- Municipal Court Report for September 2009
- Engineer's Report for November 5, 2009

- Fire Department Report for October, 2009
- Construction Code Enforcement Report for October 2009

MINUTES TO BE APPROVED, PENDING ANY CORRECTIONS

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

- Regular Meeting October 1, 2009

Vote Record – Minutes Acceptance of October 1, 2009		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"/>
	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"/>
	Hokanson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Delorio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

MOTION BILLS & PAYROLLS BE NOT READ

MOTION BILLS AND PAYROLLS BE PASSED FOR PAYMENT

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

PASSAGE OF ORDINANCES

SECOND READING AND PUBLIC HEARING

ORDINANCE NO. 2280

AN ORDINANCE AMENDING CHAPTER IV, SECTION 4-19
OF THE CODE OF THE BOROUGH OF ROSELLE PARK
REGARDING TOWING AND STORAGE

Councilman Yakubov moved to open the public hearing on Ordinance #2280; seconded by Councilman Matarante and adopted.

Councilman Yakubov moved that Ordinance #2280 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Matarante.

Councilman Matarante said he would like to see the response time of twenty minutes and/or four miles from the borders be added; there should be a distance, as well as a time.

Vote Record – Ordinance #2281					
		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"/>
	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"/>
	Hokanson	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	DeIorio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

INTRODUCTION

ORDINANCE NO. 2285

AN ORDINANCE FIXING THE SALARIES FOR DISPATCHERS IN THE ROSELLE PARK POLICE DEPARTMENT IN THE COUNTY OF UNION, STATE OF NEW JERSEY, FOR THE YEARS 2009, 2010, 2011 AND 2012

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

SECTION I. This ordinance is intended to reaffirm, and is entered pursuant to the Agreement between the Borough of Roselle Park and the Communications Workers of America, AFL-CIO, fixing salary ranges for Dispatchers of the Roselle Park Police Department for the calendar years 2009, 2010, 2011 and 2012.

SECTION II. The following named Dispatchers of the Roselle Park Police Department shall be entitled to an annual salary for the time period indicated hereafter as set forth opposite each respective classification.

<u>CLASSIFICATION</u>	2.50% EFFECTIVE <u>1/1/2009</u>	2.50% EFFECTIVE <u>1/1/2010</u>	2.50% EFFECTIVE <u>1/1/2011</u>	2.50% EFFECTIVE <u>1/1/2012</u>
Dispatchers 0-6 Months	\$ 30,021.09	\$ 30,771.62	\$ 31,540.91	\$ 32,329.43
Dispatchers 7-12 Months	\$ 31,897.41	\$ 32,694.84	\$ 33,512.21	\$ 34,350.02
Dispatchers 13-24 Months	\$ 33,773.72	\$ 34,618.06	\$ 35,483.51	\$ 36,370.60
Dispatchers 25 Months and Up	\$ 35,024.61	\$ 35,900.22	\$ 36,797.73	\$ 37,717.67

SECTION III. The salaries and wages set forth in Section II shall be payable in 26 equal installments or in such installments as may be determined by resolution of the Mayor and Council. Said salaries shall be in lieu of all fees which may be collected by said personnel.

SECTION IV. The salaries and wages herein fixed shall be effective as of January 1, 2009.

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

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

Councilman Yakubov moved that Ordinance #2285 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on November 16, 2009; seconded by Councilman Dinardo.

Vote Record – Ordinance #2285					
		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"/>
	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"/>
	Hokanson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Delorio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ORDINANCE NO. 2286

**AN ORDINANCE FIXING THE SALARY
OF ZONING OFFICER**

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

SECTION 1: The following salary hereinafter is set forth below:

	<u>Minimum</u>	<u>Maximum</u>
Zoning Officer	500.00	1,500.00

SECTION 2: If any section or portion of a section of this Code shall be invalid for any reason, such invalidity shall not affect the validity of the remaining sections or portions of this Ordinance.

SECTION 3: All ordinances or parts of ordinances, to the extent that they are inconsistent herewith, are hereby repealed.

SECTION 4: This amendment to the Code of the Borough of Roselle Park shall become effective upon publication in accordance with law.

Councilman Yakubov moved that Ordinance #2286 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on December 3, 2009; seconded by Councilman Dinardo.

Vote Record – Ordinance #2286					
		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"/>
	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"/>
	Hokanson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Delorio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTIONS

The following resolutions, listed on consent agenda were offered by Councilman Yakubov; seconded by Councilwoman Chen-Hoerning.

RESOLUTION NO. 218-09

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, in the County of Union, that the resignation of Paul Cusmano as Sergeant in the Roselle Park Police Department, effective October 1, 2009 due to retirement, be and is hereby accepted.

Vote Record – Resolution #218-09					
		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"/>
	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"/>
	Hokanson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Delorio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION NO. 220-09

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the Collector hereby authorizes a reduction of Sewer Usage Charges for the year 2009 on Block 609/Lot 2.02 (T0151) (otherwise known as 180 Westfield Ave., West, Roselle Park, N.J. 07204) and assessed in the name of Athens Holding, LLC., which resulted from consultation with N.J. American Water as follows:

Original Billing charged 493 Cubic Feet @ \$3.00 = \$1,479.00
 New Billing correction 145 Cubic Feet @ \$3.00 = \$ 435.00 Reduction of \$1,044.00

Vote Record – Resolution #220-09					
		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"/>
	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"/>
	Hokanson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Delorio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION NO. 221-09

WHEREAS, the Borough of Roselle Park will hold its Annual Holiday Parade and related activities on Saturday, December 5, 2009, beginning at 1:00 p.m., with a rain date of Sunday, December 6, 2009 at 2:00 p.m., and

WHEREAS, the parade will commence at Sherman School, proceed down Sherman Avenue to East Lincoln Avenue to Chestnut Street, and continue along Chestnut Street, ending at the reviewing stand at Michael Mauri Park, now therefore

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park hereby request approval from the Union County Board of Chosen Freeholders to close East Lincoln Avenue, from Sherman Avenue to Chestnut Street and Chestnut Street, from East Lincoln Avenue to Charles Street, on Saturday, December 5, 2009 from 12:00 Noon until approximately 4:00 p.m., in order to hold its Annual Holiday parade and related activities, with a rain date of Sunday, December 6, 2009.

Vote Record – Resolution #221-09					
		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"/>
	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"/>
	Hokanson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Delorio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION NO. 222-09

WHEREAS, the Borough of Roselle Park desires to continue its membership in the Somerset County Cooperative Pricing System, #2-SOCCP, effective November 1, 2009 and, that such membership shall be for the period ending December 31, 2013, and each renewal, thereafter of the system, unless the Borough of Roselle Park elects to formally withdraw from the system;

NOW THEREFORE BE IT RESOLVED, that the Mayor and Borough Clerk are hereby authorized to execute the attached agreement for such membership.

Vote Record – Resolution #222-09		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"/>
	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"/>
	Hokanson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Delorio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION NO. 225-09

RESOLVED that, Ann Marie Labraccio, 626 Maplewood Avenue, New Jersey, be and is hereby appointed as an Alternate School Crossing Guard, effective November 9, 2009, at the rate of \$54.66 per day, pending the completion of training and successful background check.

Vote Record – Resolution #225-09		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"/>
	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"/>
	Hokanson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Delorio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION NO. 227-09

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, in the County of Union, that the resignation of Eileen Hackett as a member of the Roselle Park Board of Adjustment, effective October 14, 2009, be and is hereby accepted.

Vote Record – Resolution #227-09		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"/>
	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"/>
	Hokanson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Delorio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION NO. 228-09

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, Union County, New Jersey that the request of the First Aid Squad for permission to hang a banner on Chestnut Street from November 15, 2009 thru December 15, 2009 be and is hereby granted.

Vote Record – Resolution #228-09		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"/>
	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"/>
	Hokanson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Delorio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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

RESOLUTION NO. 219-09

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, in the County of Union, that the resignation of Giuseppe Barberio as Secretary and member of the Roselle Park Planning Board effective September 21, 2009 be and is hereby accepted.

Vote Record – Resolution #219-09		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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
	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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
	Hokanson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Delorio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION NO. 223-09

WHEREAS, the Borough of Roselle Park and the Communications Workers of America, AFL-CIO, hereinafter referred to as the “Union,” have been engaged in negotiations for the 2009-2010-2011-2012 contract years; and

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

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

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

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

1. The collective bargaining agreement between the Borough of Roselle Park and the Communications Workers of America, AFL-CIO is hereby extended for the period of 2009 to 2012 and all provisions therein are in the attached agreement.

This resolution is being postponed until the November 16, 2009 meeting.

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

RESOLUTION NO. 224-09

BE IT RESOLVED that Resolution No. 150-09, appointing the firm McManimon & Scotland (Joseph P. Baumann) as Special Redevelopment Counsel in the matter of Roselle Park VP, LLC vs. Borough of Roselle Park be and is hereby amended to increase the maximum amount specified an additional \$3,000.00 for a total amount not to exceed \$23,000.00.

Vote Record – Resolution #224-09		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"/>
	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"/>
	Hokanson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Delorio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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

RESOLUTION NO. 226-09

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 Casano Center Improvements
 CONTRACTOR Covino & Sons Construction, 2-06 37th Street, Fair Lawn, NJ 07410
 CHANGE ORDER NO. 1
 AMOUNT OF CHANGE THIS RESOLUTION \$12,000.00 (13.95 % Increase)

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

Vote Record – Resolution #226-09		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"/>
	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"/>
	Hokanson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Delorio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION NO. 229-09

WHEREAS, the Borough of Roselle Park no longer has use for the attached unclaimed Police vehicles, therefore, be it

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

Ledger and Borough of Roselle Park Web Site. This sale shall be in accordance with the provisions of N.J.S.A. 40A:11-36 et seq. subject to the following conditions:

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

<u>Year</u>	<u>Make</u>	<u>Items to be Auctioned</u> <u>Identification Number</u>	<u>Minimum Bid</u>
*1998	Plymouth	2P4GP24RXWR567440	None

This resolution is being postponed until after a Closed Session discussion.

MATTERS FOR REFERRAL TO COMMITTEE OR COUNCIL

Mayor DeIorio appointed Vincent Santiago, 343 West Clay Avenue, Roselle Park to the Roselle Park Fire Department's Fire Patrol, to be assigned to the Faitoute Firehouse.

Mayor DeIorio appointed Loren Harms as a member of the Roselle Park Board of Adjustment to fill the unexpired term of James Nicoll expiring on December 31, 2012.

Mayor DeIorio announced the next Council Meeting will be on November 16, 2009 and at the meeting there will be a presentation by PSE&G to discuss the changes in the street lighting.

INTERRUPT THE REGULAR ORDER OF BUSINESS

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

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

- Negotiations – Conrail
- Potential Litigation – L&J Towing coinciding with the auction
- Potential Litigation – Grant received from the County pertaining the addition to Pop Warner concession stand

RESUME THE REGULAR ORDER OF BUSINESS

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

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

- Negotiations – Conrail
- Potential Litigation – L&J Towing coinciding with the auction
- Potential Litigation – Grant received from the County pertaining the addition to Pop Warner concession stand

Mayor DeIorio said Resolution No. 229-09 will be postponed until the next Council Meeting on November 16, 2009.

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

Attest:

Borough Clerk