

Borough of Roselle Park Regular Meeting of May 19, 2011

Attendee Name	Organization	Title	Status	Arrived
Larry Dinardo	Borough of Roselle Park	Councilman	P	7:00 PM
Michael Yakubov	Borough of Roselle Park	Councilman	P	7:00 PM
Modesto Miranda	Borough of Roselle Park	Councilman	P	7:00 PM
Carl Hokanson	Borough of Roselle Park	Councilman	P	7:00 PM
Tanya Torres	Borough of Roselle Park	Councilwoman	P	7:45 PM
Marc Caswell	Borough of Roselle Park	Councilman	P	7:00 PM
Joseph Accardi	Borough of Roselle Park	Mayor	P	7:00 PM

Mayor Accardi called the meeting to order at 7:12 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 as required by law.

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

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

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

COMMUNICATIONS

Councilman Miranda moved the following communication; seconded by Councilman Hokanson, all present voting Aye, said motion was adopted.

- Request from the residents of the 400 block of Hemlock Street to hold an end of school year party on Friday, June 24, 2011 from 12:00 Noon until 10:00 p.m., with a rain date of Saturday, June 25, 2011.

REPORT AND RECOMMENDATIONS OF MAYOR

- The Capital Budget Meeting is tentatively scheduled for May 26th at 6:00 p.m. in the conference room.
- There will be two events on Saturday, May 21st, the Art Show at the Library and the Grand Reopening at the Casano Center.
- He will walk at 10:00 a.m. from Acker Park to the Library that morning.
- If there is rain, the Art Show will take place at the Casano Center.
- Would like to discuss holding Crossing Guard Day on June 2nd.
- Would like to dedicate a plaque for Chris Ahle who was a crossing guard in Roselle Park for many years and would like to recognize all crossing guards.
- Thanked Ms. Cali, Elisa Miranda, Andrew Casias and the DPW for the planting on Chestnut Street and at Borough Hall.
- There are new businesses open in town: El Mariachi, the Car Wash and Pump it Up.

- The Sullivan property has also sold and we will see some development there as well.
- There will also be a presentation this evening on the Special Improvement District downtown.
- Has several items for Closed Session.

CERTIFICATES AND PROCLAMATIONS

Certificates

- Jack, Mary and Greg Kasich
- Winners of “Share the Magic” Photograph Contest
- Denogla School of Irish Dance

Proclamations

- Public Works Week
- Police Officers Memorial Day

Dave Biagini

- Did a presentation on the status of the SID Committee, budget and summary of the past eight months,
- Has prepared an ordinance for Council to adopt and outreach to corporate organizations.
- The outreach will have the input of SID members and to get members to agree on the budget and items to address.
- If there is a 5% surcharge, which is average in the State, \$62,000 would be generated.
- There are 53 properties involved and the top 9 properties make up 55% of the budget.
- Twelve owners were invited to the first meeting and only one came.
- Two came to the second meeting, with three or four responses.
- There was a positive reaction and suggestions.
- The third meeting on April 20th, 120 letters were sent and less than 10 responded.
- Seven business owners attended and some residents, compromised with 3% budget and changed some of the priorities.
- Need to address who will determine how the money is spent and who will implement it.
- Need to have an election for the board, bylaws and a smaller budget.
- There is no sunset clause in the ordinance, but they offer a three year sunset clause.

Mayor Accardi thanked Mr. Biagini for attending the meeting and his presentation. He said the members of Council have attended these meetings and are aware of what is taking place.

REPORT OF STANDING COMMITTEES AND OTHER MAYOR AND COUNCIL COMMITTEES

Councilman Hokanson

- Attended the Public Safety Meeting on May 12th.
- There was also a Municipal Services Meeting.
- Spoke about bridge painting on Locust Street and Westfield Avenue.
- Due to the price the bridge painting will be done in house.
- They will be getting in their bid for the sprayer which is part of the Conrail deal.
- Thanked the Fire Department for the Memorial Service, he is privileged to be the Fire Commissioner.
- He commended the Fire Department for what they do for the Borough.
- He thanked Mayor and Council for the Police Memorial Flag day on May 15th.
- The Grand Reopening of the Casano Center will be May 21st.
- The live burn will take place next week and shown on TV34.
- Memorial Day Services will be held at 11:00 a.m. on Monday at the Library for all Veterans.
- Gave Dog and Cat Report for April 15th through May 15th.

Councilman Yakubov

- Bulk pickup will be June 9th on the East Side and June 10th on the West Side.
- Met with Ms. Pisano she will help in the revitalization of downtown by taking care of the flowers and general upkeep around the Gazebo.
- Will be making his walk downtown with the members of the Environmental Committee.
- Will be scheduling a Community Watch Meeting for June 14th
- Capital Budget Meeting is scheduled for May 26th at 6:00 p.m.
- Thanked the Fire Department for the Memorial Service.
- Reminded everyone about the Buy A Brick Program.

Councilman Miranda

- Attended the Municipal Services Meeting.
- Attended the Crossing Guard Meeting and looks forward to their recognition on June 2nd.

Councilwoman Torres

- May 6th attended the Police Officers Program at the High School.
- Attended the Recreation Department Meeting on May 11th.
- There are many new soccer programs available.
- Attended Gardening Day at the Casano Center for the Boy Scouts and Girl Scouts.
- Attended the First Aid Squad Teddy Bear Event.

- Thanked Chief Signorello and the Fire Department for the Fireman's Memorial Service.

Councilman Caswell

- Attended the Boy Scout Dinner at the Casano Center.
- Attended the Recreation Committee Meeting on May 11th.
- Attended the planting with the Boy Scouts and Girl Scouts on May 15th.
- Attended the Library Board Meeting.
- Attended the Firemen's Memorial Service.
- Attended Teddy Bear Day at the First Aid Squad and urged everyone to donate to the First Aid Squad.

Councilman Dinardo

- Will schedule a Community Watch Meeting along with Councilman Yakubov.
- Spoke about the trees planted in the middle island by the DPW.
- Attended the Middle School Spring Concert.
- New business Pump It Up will open on Saturday.

Mayor Accardi said they have planted one tree on each island to see how they will do and hope to increase the number in the future. He spoke about the hedges in the central part of Westfield Avenue and the DPW is interested in removing them and flattening the area out. There are a lot of weeds growing in the area and it is difficult for the DPW to control. He would like to get a consensus on how Council would like to handle that area of Westfield Avenue. He said he would like to discuss this matter under new business.

Karen Intile – Administrative Assistant

- Received the 2011 Service Bulletins; will be available in Borough buildings.
- Thanked everyone that helped making the food baskets.
- On Saturday all the local mail carriers had a food drive.
- Received a thank you note from Aldene School for flowering dogwood tree and the tree seedlings that were distributed on Arbor Day.
- Thanked Girl Scouts and Boys Scouts for their help in planting at the Casano Center on May 15th.
- June 11th, Girl Scout Troop 582 will hold a luncheon for the senior citizens with a 50's theme.
- They have gotten approval from the County to close Chestnut Street that day.
- Thanked the artists participating in the Photo Contest.
- Is working with Library Director Susan Calantone to coordinate programs at the Library and Casano Center.
- Food vouchers for senior citizens for the Farmer's Market will be distributed to seniors on July 6th.
- Thanked DPW for their work at the Casano Center.

- Completed a grant application for a NJ Transit bus for the seniors.

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

- Municipal Court Report for April 2011
- Administrative Assistant Report for April 9, 2011 through May 10, 2011

MINUTES TO BE APPROVED, PENDING ANY CORRECTIONS

Councilman Miranda moved to approve the following minutes; seconded by Councilman Caswell.

- Regular Meeting of May 5, 2011

Vote Record – Minutes Acceptance of May 5, 2011					
		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"/>
	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"/>
	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"/>
	Torres	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Caswell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Accardi	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

MOTION BILLS AND PAYROLLS BE NOT READ

MOTION BILLS AND PAYROLLS BE PASSED FOR PAYMENT

Councilman Miranda 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.

PUBLIC COMMENT

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

Andrew Casais, 166 Berwyn Street

- Suggested the Mayor respond to people after they speak, instead of waiting until the end of public comment, which may be more beneficial.
- Concerned Citizens is looking to coordinate with the Special Improvement District.
- Asked about other options for the Senior Housing and the DPW facility; more information should be given to the public.
- He is stepping down as the Chairman of the Concerned Citizens of Roselle Park.

Mayor Accardi replied to Mr. Casais' comments.

- Mayor Accardi said he will respond after each person speaks.

- Thanked Mr. Casais for his work on the Concerned Citizens.
- Agreed with the coordination of the Concerned Citizens with SID; there are many areas that we can do that.
- They are reviewing all the options concerning Senior Housing and also the location of the DPW building.

Jacob Magiera, 612 Sheridan Avenue

- Mayor Accardi should leave out what's on your mind in the public comment.
- Asked that Resolution #118-11 be explained.
- Asked the Resolution #119-11 be explained.
- Spoke about Police Officers Memorial Day.
- Spoke about Flag Day.

Mayor Accardi replied to Mr. Magiera's comments.

- Explained when he says what's on your mind during public comment; that is truly why they are there.
- Resolution #118-11 covers the Borough's Insurance Broker.
- Resolution #119-11 provides family coverage to the former Police Chief who is remarrying.
- They have decided to provide coverage for him and he will pay for coverage for his wife.

Saul Qersdyn, 150 Berwyn Street

- Spoke about the SID presentation.
- Asked if apartments are included.
- They should canvass the people of Roselle Park and ask what they want.
- Referred to Somerville and their business district.
- Suggested they have a board to post town news in Gazebo Park.

Mayor Accardi replied to Mr. Qersdyn's comments.

- It is all about who is paying the taxes.
- Is aware of Somerville's business district and we will look into it, especially the public board.

Councilwoman Torres agreed about the public board, that it is a good idea.

- Mayor Accardi said they will discuss having a day for businesses.
- He is moving along with the businesses and trying to get them into the vacant stores.
- Would like to see that they get the best businesses in town.

Nancy Reinhart, 425 Park Place

- Spoke about an issue with her neighbor regarding access to a shared driveway.
- Last year her neighbor requested a permit to build a fence and it was granted.
- She never received any notification from anyone regarding the fence.
- Her son's car is landlocked in the backyard.
- This has become a civil matter.

Mayor Accardi responded to Ms. Reinhart's comments:

- The position of this situation all along has been it is a dispute among neighbors.
- They will not get involved because there is a potential litigation and are not allowed to discuss it any further.

Mr. Lane said this is a civil situation and one that the Borough cannot get involved in.

Milton Woodruff, 134 Bender Avenue

- Spoke about the SID presentation.
- Asked about the plans for the redevelopment of the T section.
- Roselle Park is the crossroads for the train, parkway and turnpike.
- Roselle Park has a solid school system.
- Encourage new businesses and have some type of programs in place to work with new businesses.
- They should not just develop the T section, but the whole thing.
- Roselle Park is changing; many people in the town are improving their homes.

Mayor Accardi responded to Mr. Woodruff's comments.

- They are currently talking about the New Directions Plan, which is available online.
- He will be meeting Friday morning with the new Land Use Planner, who will review that document and determine what the New Directions Plan is.
- They have also spoken to New Jersey Transit, who has come up with a plan for their idea of the railroad track T intersection, all the way up to the train station.
- They are also integrating the Ryan property as part of their discussions.
- Next week they are meeting with AvalonBay to see what direction they will take.
- Ron Laddell of AvalonBay said he will give the Borough \$1,000 for the Fourth of July fireworks this year.
- They have spoken to many businesses to try and get them into town.
- They are trying to go back to the New Directions Plans and trying to implement them.
- Mayor and Council are hearing the comments from the residents and trying to move in the right direction.

There being no one else wishing to speak, Councilman Miranda moved at 9:14 p.m. to close the public portion; seconded by Councilman Caswell and adopted.

RESOLUTIONS

The following resolutions, listed on consent agenda, were offered by Councilman Miranda; seconded by Councilman Yakubov and adopted.

RESOLUTION NO. 117-11

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the Collector hereby authorizes the Treasurer to issue a check in the amount of \$9,445.52 payable to KCTS Investments for redemption of TSC #10-034 on Block 606/Lot 27 (otherwise known as 105 Westfield Ave., W., Roselle Park, NJ) and assessed in the name of Westfield Property Management as follows:

Certificate Amount	\$ 397.32
2% Flat Penalty	7.95
Recording Fee	43.00
Search Fee	12.00
Subsequent taxes paid	8,335.11
Interest paid on taxes	<u>650.14</u>
	\$9,445.52

BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of Roselle Park that the Collector hereby authorizes the Treasurer to issue a check from the Tax Collector's Premium Account in the amount of \$300.00.

RESOLUTION NO. 118-11

WHEREAS, the Borough of Roselle Park maintains various insurances for the Borough and its employees, and

WHEREAS, the Mayor and Council are desirous of appointing a Broker of Record for the Borough for the period commencing January 1, 2011 through December 31, 2011; and

WHEREAS, N.J.S.A. 40A:11-5(m) provides for an exception of the Local Public Contract Law for the purchase of insurance coverage and consultant services, now therefore

BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle Park that Amalgamated General Agencies, Westfield, New Jersey be and is hereby designated as Broker of Record for the Borough in connection with all insurances, except health and medical, for the period commencing January 1, 2011 through December 31, 2011 in the amount not to exceed 3% of the annual assessment paid directly by the NJIIF; and

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are authorized to execute any and all documents required to establish such agency relationships; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the named firm and a notice in the form attached be published in a newspaper authorized to receive legal advertisements on behalf of the Borough of Roselle Park.

RESOLUTION NO. 120-11

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, Union County, New Jersey that the request of the Roselle Park High School Band Parents for

permission to hang a banner on Chestnut Street from, June 6, 2011 thru July 5, 2011, to promote their Annual Carnival be and is hereby granted.

RESOLUTION NO. 121-11

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that based on the recommendation of the Borough Engineer all bids for the project East Grant Avenue Sanitary Sewer Improvements, Phase III be and are hereby rejected; and

BE IT FURTHER RESOLVED the Mayor and Council hereby authorize the Borough Engineer and Borough Attorney to negotiate project contract.

RESOLUTION NO. 122-11

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that Chapter VII, Section 7-12 Parking Time Limited on Certain Streets is hereby amended as follows:

<u>Name of Street</u>	<u>Side</u>	<u>Limit</u>	<u>Hours</u>	<u>Location</u>
Route NJ28 (E. Westfield Ave.)	Eastbound	2 hours	6:00 AM to 10 PM Monday to Saturday	Beginning at a point 270 feet east of the easterly curb line of Walnut Street and extending 215 feet therefrom

RESOLUTION NO. 123-11

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, in the County of Union, that the resignation of Marsha Sklar from the position of full time School Crossing Guard be and is hereby accepted.

RESOLUTION NO. 124-11

RESOLVED that, Salvatore Ditta, 352 Retford Avenue, Cranford, New Jersey 07016 be and is hereby appointed as a full time School Crossing Guard, effective immediately, at the rate of \$58.84 per day.

Vote Record – Resolution #117-11, #118-11, #120-11 through #124-11					
		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"/>
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	Hokanson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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	Caswell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Accardi	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The following resolution was offered by Councilman Miranda; seconded by Councilman Yakubov.

RESOLUTION NO. 119-11

WHEREAS, the Borough of Roselle Park entered into a Department Head Agreement dated April 2, 1998 Retirement Health Benefits for Warren Wielgus and his spouse; and

WHEREAS, the Borough of Roselle Park hereby enters into a new agreement to supersede the Department Head Agreement and to specify Wielgus' and his spouse Retirement Health Benefits; and

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle Park that the attached agreement be and is hereby the sole and entire agreement between Wielgus, Spouse and the Borough, and fully supersedes any and all prior agreements and understanding between Wielgus, Spouse and the Borough pertaining to the subject matter of the Agreement; and

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are authorized to execute any and all documents required to establish such agreement; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Warren Wielgus.

Councilman Miranda does not approve of this resolution because he is retired.

Mayor Accardi said Councilman Hokanson will be abstaining because it is a family member.

Vote Record – Resolution #119-11					
		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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	<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"/>
	Miranda	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Hokanson	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Torres	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Caswell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Accardi	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

MATTERS FOR REFERRAL TO COMMITTEE OR COUNCIL

Mayor Accardi made the following appointments:

- Appointment of Ned Hitchcock as a member of the Roselle Park Fire Patrol.
- Appointment of Anthony Laganga as a member of the Roselle Park Fire Patrol.
- Appointment of Mike Tevnan as a member of the Roselle Park Fire Department, to be assigned to the Lorraine Hose Company #1.
- Appointment of Ann Hebbe as a member of the Library Board to fill the unexpired term of June Stark expiring on December 31, 2015.

INTERRUPT THE REGULAR ORDER OF BUSINESS

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

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

- Litigation – D’Agostino
- Litigation – Occidental
- Litigation/Personnel – Fire Department
- Litigation – Park Place
- Contract Negotiations – Board of Education
- Litigation – T-Mobile

RESUME REGULAR ORDER OF BUSINESS

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

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

- Litigation – D’Agostino
- Litigation – Occidental
- Litigation/Personnel – Fire Department
- Litigation – Park Place
- Contract Negotiations – Board of Education
- Litigation – T-Mobile

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

Attest:

Borough Clerk