

## Borough of Roselle Park Regular Meeting of June 21, 2012

| Attendee Name   | Organization            | Title        | Status | Arrived |
|-----------------|-------------------------|--------------|--------|---------|
| 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      | 7:00 PM |
| Marc Caswell    | Borough of Roselle Park | Councilman   | P      | 7:00 PM |
| Andrew Casais   | Borough of Roselle Park | Councilman   | A      | --      |
| Joseph Accardi  | Borough of Roselle Park | Mayor        | P      | 7:00 PM |

Mayor Accardi called the meeting to order at 7:05 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.

### COMMUNICATIONS

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

- Request from the residents of the 400 block of Hemlock Street to hold a Block Party on Saturday, August 4, 2012 from 10:00 a.m. until 10:00 p.m., with a rain date of Sunday, August 5, 2012.

### REPORT AND RECOMMENDATIONS OF MAYOR

Mayor Accardi read the following statement:

We have lost our way. Plain and simple, we are failing the residents who have entrusted us to run this town. The embarrassing problems we experienced during the most recent bulk pickup are symptomatic of what is happening – and I, as the elected leader of this community, apologize publicly for the failures we experienced, and accept full responsibility for those failures.

The buck stops here. My name is on the blame line for failures such as these. As such, going forward, I intend to assume the leadership role I was asked to take by the residents of this community, and ask that members of Council stand beside me as we work together to make Roselle Park all it can be. I am here to lead with you all by my side. If you choose not to stand beside me for the good of this town I love, I ask you to get out of the way, because we are going to get it right from now on.

The one thing of which I can assure you is that there are going to be changes. We are human, and we make mistakes, but we learn from our mistakes and try not to repeat them. The events of the past few weeks have borne out that the way things have gone, with Council demanding to assume the role of operational leader rather than simply to provide direction and guidance to the full time professionals we have on staff is not working. I have previously requested that Council approve a Chief Administrative Officer for the Borough, a person who oversees the day-to-day operations. I requested that members of Council review the ordinance that lists the duties of that CAO, and only two Councilmembers made suggestions, which appear to have been largely ignored. I again implore Council to appoint a CAO immediately... and if that means adjusting the budget, do so now. We are perhaps the only community in the County, and among the only in the State that do not have someone in the position of Chief Administrator... and the past few weeks have borne out why this position is essential for the efficient and effective operation of the Borough. The cost of the mistakes that are being made by not having a focal point for all Borough activity could far exceed the potential expense.

Old formulas for dealing with the issues Roselle Park faces have led us down the road to this point. We need to try new things to turn the corner. We will do more with less, and we will recognize that if we continue down this track, things are never going to change.

I ask the Municipal Services Committee to convene within the next week, while the issues of bulk pickup are fresh in our minds, and perform an After Action Review of the events that took place. The same as the reviews that were held after last year's hurricane and freak snowstorm, I ask that we be objective and determine what we did right, what we did wrong, and determine the best way to avoid the same errors. I ask for a written report to be presented to Mayor and Council by the Committee with the information collected and a "way forward."

I also will request that the HR Chair, who last year agreed to prepare a Borough Organizational Chart, present that document at our next meeting, and that a report on HR issues, such as an accounting of time off taken by Department Heads be submitted at that time as well.

The concept is simple. We are in the service business. The only product we can provide is service. We are falling short. I have taken the time to speak to separate departments, and I have demanded that they provide that service in a professional, efficient, and courteous manner to every resident and guest in our community. We, as Mayor and Council, owe it to our constituents to do the same. There may be reasons why we may not be able to do something requested, and we can explain why something cannot be done, but if it is in our purview to do something, we must. We owe it to our residents to be fair – I am appalled to hear that rules may be bent for some because they are "good guys" or a "friend of a friend." If this is a practice you are involved in, please cease immediately. There is no excuse for this sort of behavior. To be partial is to dishonor yourself and your office. You pledged to perform your duties in a fair and impartial manner. We are Roselle Park, and we are better than that. I ask each member of Council to remember their legal duty to protect the Borough's assets and reputation – do not become a liability by sharing information from Closed Session discussions prematurely, and do not become involved in operational activities or in the usage of Borough equipment, because you are merely putting us all at risk. You could impose a pecuniary liability on the Borough by such

actions. We have discussed these practices in the past, and yet they continue. I again request that if you are involved, you immediately cease such activities.

Small things matter – and communication is key. While we are not up here to be bullied or attacked, and we will respond to questions in an orderly manner, the rules will be adhered to. I have tried, and will continue to try, to respond to every email, phone call, text, Facebook message, etc, I receive. The exception is the past three weeks, when I was out of the country. All phone messages and texts on my cell phone during that time period have been lost, so I ask, with an apology, that any resident who may have reached out to me and has an issue or concern call or text me again. While a proper forum to address many issues is through an office visit, a message, a call, or face to face contact, there are those who wish to speak and be heard at meetings. We will, of course, hear residents out at Council meetings and thank the residents, who regularly attend these meetings, but we are not required to respond; we have opted to try to do so as a courtesy in an orderly manner without altering the rules.

There are too many exciting opportunities that have been bogged down by the minutiae and detritus presented by us – we owe it to our residents to improve the community in an efficient manner, not play politics or the role of a victim by telling half-truths or outright lies to gain sympathy, to attempt to gain personally by distorting facts, or to try to curry favor by discussing matters prematurely from Closed Session to the continued detriment of the residents of our community. You are playing the worst kind of politics, stupid politics at that, to the detriment of this town I love. You are hurting our community for your own personal gain, and it is wrong. I call on those of you who have done so to cease and desist immediately, or know that your activities will be put on full display for the community to see – these activities will not be tolerated.

There have been some small victories along the way, but there are many larger victories to be had, and it is time to work to make good things happen. We are moving forward, and we will not repeat some of our mistakes of the recent past. We are better than this. The promise of our community is ready to come through, but we have placed unnatural impediments in the way. As I said, work with me, or get out of the way... because, effective this meeting, things are going to change, and we are going to do Roselle Park proud going forward. Thank you.

## CERTIFICATES/PROCLAMATIONS

### Certificates

- Cleveland Morinvil

## PUBLIC COMMENT

Councilman Miranda moved at 7:27 p.m. to open the public comment portion of the meeting; seconded by Councilman Yakubov and adopted.

Leona Seufert, 22 E. Westfield Avenue

- Thanked Councilman Miranda for reading the proclamation at Gazebo Park.
- There will be three events taking place in town this week; they are the Movie Night at the Casano Center, Craft Show at the Church of the Assumption and the Cruisin Night Car Show.
- Urged everyone to come out to enjoy what Roselle Park has to offer.

Bill Crosset, 412 Galloping Hill Road

- Spoke about the Sidewalk Program; his sidewalks have been in need of repair for two years.
- Spoke about trees being taken care of so the sidewalks can be repaired.
- Large pothole on W. Lincoln Avenue.
- Spoke about the recent press regarding the Red Light Camera.
- What is being done with the camera; will it be calibrated to meet State regulations.
- Will there be a class action suit or a petition for reimbursement.

Det. Manny Jimenez

- It calls for certification; not calibration.
- The amber timing falls within the guidelines required.
- A study was done with a Traffic Officer and it was certified by the Engineer.
- That was mailed and emailed to the DOT.
- The Borough has done everything it was supposed to do and are now waiting for a final approval to begin issuing the summonses.

Councilman Caswell said regarding the DPW issues; he will discuss issues with them and follow up.

Mayor Accardi said for the record, they are now allowing the back and forth dialogue.

Jacob Magiera, 612 Sheridan Avenue

- Asked that the fifteen million debt we owe be explained; how much is interest and how much is principle.
- Said the bulk waste pickup was a fiasco.
- Asked the Borough Clerk to explain the ordinances regarding Union Contract increases and salaries.
- How much is the new position or title going to cost the taxpayers.
- Spoke about a hole in the road on E. Grant Avenue and Berwyn Street.
- Asked about the typo in the title of Ordinance #2358.
- Asked about Resolution #122-12.
- Asked about the amount paid in Resolution #128-12.

Mayor Accardi commented he was not happy with the way the bulk pickup went. He said they have to go with the lowest bid. He said recycling should be encouraged for recyclable items, because we get money back. He was not satisfied by the way it went and we are going to look into it, to make sure it does not happen again. He said he is unclear as to what position Mr. Magiera was referring to.

Councilman Hokanson said regarding the hole on Berwyn Street, he contacted the Police Department and it will be looked at by the Engineer.

Mayor Accardi said it was a typographical error in the title of Ordinance #2358. He said Resolution #122-12 is a result of the Sullivan property.

Mr. Blum said the current principle debt is \$15,382,000 and the interest is \$4,395,981.

Ms Cali said Resolution #128-12 is setting the salaries of Borough Officials and Employees for years 2012, 2013 and 2014.

#### Eugene Meola, 226 Sheridan Avenue

- Asked if there is any truth that there is not much interaction between the public portion and Council.
- Spoke about the bulk pickup.

There being no one else wishing to speak, Councilman Miranda moved at 7:49 p.m. to close the public comment of the meeting; seconded by Councilwoman Torres and adopted.

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

#### Councilman Caswell

- Attended the end of year school parties at Robert Gordon and the Middle School.
- June 11<sup>th</sup> attended the Public Safety Meeting and discussed various issues.
- June 12<sup>th</sup> attended the Municipal Services Meeting and discussed various issues.
- Attended the Cub Scout Roundup at Sherman School.
- Has a contract issue with the DPW for Closed Session.
- Also has another contract issue for Closed Session.

#### Councilwoman Torres

- Spoke about the Mayor's comments regarding the bulk waste pickup.
- Each member of Council works hard for the public.
- They are elected by the public and do not answer to anyone on the dais.
- They are here to serve the public and a CAO is not necessary in the Borough.
- The 2011 bulk pickup was \$38,000.

Mr. Blum said the bulk pickup would be close to the \$100,000 which would include some of the disposal costs.

#### Councilman Miranda

- Attended a Budget Meeting on June 14<sup>th</sup>.
- Attended a Municipal Services Meeting on June 19<sup>th</sup>.
- Has two items for Closed Session – DPW and Police Litigation.
- The Community Service Program at the Casano Center should be turned over to the DPW for work needed in town.
- Gave the information to the Mayor and Councilman Caswell for review.

#### Councilman Yakubov

- In coordination with the Code Officer, he has been contacted by residents regarding abandoned bank properties.
- The bank is not taking care of them properly.
- Council passed an ordinance to cut grass on properties and then put a lien on it.
- Rather than have the Code Officer have to find all the homes that are bank owned, have a letter drafted to local banks that own properties in town and notify them of the ordinance.
- Brought up an idea at the Capital Budget Meeting to pave two areas on Valley Road that the Borough owns and rent the space in that area for parking.
- Received a cost estimate from the Engineer; Council felt it was too costly for this year's budget.
- Would like to bring back the Business of the Month; recommending two businesses for next month.
- Asked the Police Department to look into issues with the drop off zone on Myrtle Avenue.
- When the Police are not there, it gets out of hand.
- He has safety concerns in that area.
- Agrees with the Mayor on some of his comments and also with Councilwoman Torres on some of hers.
- Spoke about the bulk waste pickup bids.
- Thanked Councilman Caswell who addressed some of the issues as they occurred.
- Council spent hours working with the contractor to find some relief for residents regarding the bulk pickup.
- He also thanked the DPW and the Code Officer.
- He apologized for any issues that occurred.
- Urged everyone to fly the American flag in front of their homes.

#### Councilman Hokanson

- June 16<sup>th</sup> he attended the Relay for Life at the High School.
- June 19<sup>th</sup> he attended the Municipal Services Meeting.

- June 23<sup>rd</sup> is the Car Show at Gazebo Park from 5:00 p.m. to 8:30 p.m.
- Also on that day is the Town Wide Cleanup from 9:00 a.m. to 11:30 a.m.
- June 26<sup>th</sup> will be the Board of Health Meeting.
- He gets Board of Health Reports each month.
- July 4<sup>th</sup> will be the fireworks at the High School.
- Next Council Meeting is July 19<sup>th</sup>.
- Agrees with some of Mayor Accardi's comments and disagrees with a lot of them.
- He is against the CAO position.
- Council is elected to handle the problems.

Karen Intile – Administrative Assistant

- There will be fireworks on July 4<sup>th</sup> and also a DJ.
- Pop Warner stand will be open.
- There will possibly be a pig roast/barbecue at the Youth Baseball Field.
- Has questions regarding the bell ringing.
- The Car Show will be Saturday.
- Farmer's Market began on June 20<sup>th</sup>.
- Casano Center had guidelines for the Farmer's Market vouchers.
- Vouchers will be given out on July 11<sup>th</sup> at 1:00 p.m.
- Applied for the Heart Grant and the proposed project is a concert entitled "Legends of Music".
- The next Atlantic City trip is June 19<sup>th</sup> and anyone can go.
- Spoke about the Art Gallery at the Center.

Councilwoman Torres said the Pop Warner stand will not be open on the Fourth and the barbecue has not yet been confirmed, but will be \$10 per person.

Councilman Miranda said as Acting Mayor this weekend he did allocate some of the responsibilities of what happened this weekend. When we started out with bulk and we had a problem, as supervisors we are in control so we have to direct the Superintendent to do the job that needed to be done; it wasn't. When Councilman Hokanson called him on Saturday that there was a problem, we had to resolve it. He thanked Ken Blum for answering his call and giving him the numbers he needed. He thanked the Clerk who gave him the number to contact. He contacted the company and also went there to meet with our men to make sure the job would be done and they wouldn't have a problem. He said that is not his job, it is the Superintendent's job. He said if he can't do his job, then he doesn't need him in town; he can do the job himself. We can all sit here and point fingers. He will take the blame, he was the Acting Mayor and he made decisions he thought needed to be made. When he asked a question, he could not get a straight answer and that is a problem. He said he will take control and discipline the people.

Councilman Caswell said there are two issues with the bulk waste pickup. The first step is the planning process. The second step is the execution of it. During the execution of it, we all got involved. As liaison to the DPW, as soon as he was made known at approximately 11:00 a.m. that day that some things were not being picked up, he contacted the DPW, the Borough

Clerk and the Code Enforcement Officer. He immediately put into place a plan he thought would satisfy everybody, but unfortunately, there were circumstances that dictated otherwise. For example, the place they were taking bulk to suddenly and abruptly claimed bankruptcy and stopped taking the bulk. Some contingency plans were made to find alternate locations; Councilman Miranda was involved in that as well. He said there were unforeseen circumstances that happened. With the authorized help of Ken Blum, we got the DPW out to pick up what was not being taken. That is why we are having the Municipal Services Meeting to find out what was going on. He said he also must take issue with some of Councilman Miranda's comments about why the DPW Superintendent was not there. This was a Thursday and he contacted him and asked him to set up a plan. The Superintendent advised him that he had prearranged plans for his daughter's graduation. He said they set up a plan that was to be followed. We had a plan in place and he was supposed to be there, along with a number of employees pursuant to the budget set up with Mr. Blum. He said he had been in contact with him numerous times on the phone and advising him what was going on. He was also in contact with the people working overtime. He said he saw Councilman Hokanson and Councilman Miranda there trying to help with the unforeseen problems. He knows he is the Superintendent and is the supervisor, and it was somewhat unfair this was dumped on his lap on a Thursday and are holding him accountable for not being able to cancel his daughter's graduation to be here on a Saturday. He said he spoke to them three or four times on that Saturday, so he was available and that is just his position. When they called the contractor that wasn't picking up the information, they were told basically there were two options: the first being we would have to pay \$15,000 for them to come back into town and the second was go pound rock salt. They weren't coming back to do it and they didn't. The DPW was out there for four days picking up what they didn't. He said they did what they had to do and what they could to get it cleaned up. He agreed with Councilman Miranda that we are not supposed to be out there doing this, but there is a part to it that we are elected to fix these things. He said in his opinion, he didn't think they should cast the blame on the DPW Superintendent for not being there on a Saturday.

Councilman Miranda said when he made phone calls, he didn't expect him to cancel his daughter's graduation, but he did have a phone and should have places to call in an emergency situation.

Mayor Accardi said he would ask for legal guidance regarding this issue.

Mr. Huxford said they can talk about the Superintendent in general, but if they want to speak specifically, they should refrain from any other comment.

Councilman Hokanson said there were a considerable amount of problems and Councilman Miranda stepped up to the plate that night and was there in the yard, along with Councilman Caswell and him to try to address the problem the best they could. He said the phone calls he made, he got answers to. He said the Councilman was in Newark and met the DPW workers there, to make sure it was taken care of. He also worked to have them remain open later, so they could get more loads dropped off. He said there were other problems that the DPW had to address that day as well. They all did what they had to do and if he is to blame, he will take it. He said it worked fairly well and it could have been a lot worse.



Mayor Accardi said that is why they need an Administrative Officer. It shouldn't be necessary for the Council President to go to Newark to accept a trash truck after the Borough Clerk had been called to make arrangements because the DPW Superintendent was not available because he had an event. He said that is why we need a Chief Administrative Officer.

Councilwoman Torres said the Superintendent would have been involved if he had been involved in the bulk waste planning process, which he was not. That is why everyone contacted the Clerk, because she was the main contact for bulk.

Mayor Accardi said for the past six years, the DPW has not organized bulk which should have been their responsibility.

Mayor Accardi congratulated all the students who have graduated in the Middle School and High School. He asked that residents be careful when driving now that school is out.

REPORTS OF DEPARTMENTS

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

- Administrative Assistant Report for May 3, 2012 through June 11, 2012

MINUTES TO BE APPROVED, PENDING ANY CORRECTIONS

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

- Regular Meeting of June 7, 2012

| Vote Record – Minutes Acceptance of June 7, 2012 |                    |                                     |                          |                          |                                     |
|--|--------------------|-------------------------------------|--------------------------|--------------------------|-------------------------------------|
|  |                    | 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"/>            |
|  | Casais             | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|  | Accardi            | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |

MOTION BILLS & PAYROLLS BE NOT READ

MOTION BILLS & PAYROLLS BE PASSED FOR PAYMENT

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

PASSAGE OF ORDINANCES

SESCOND READING AND PUBLIC HEARING

ORDINANCE NO. 2358

AN ORDINANCE AMENDING CHAPTER VII, SECTION 7-12  
OF THE CODE OF THE BOROUGH OF ROSELLE PARK  
REGARDING TRAFFIC  
PARKING TIME LIMITED ON CERTAIN STREETS  
(East Westfield Avenue (Route NJ 28 Westbound))

Councilman Miranda moved to open the public hearing on Ordinance #2358; seconded by Councilman Caswell and adopted.

Councilman Miranda moved to close the public hearing on Ordinance #2358; seconded by Councilwoman Torres and adopted.

Councilman Miranda moved that Ordinance #2358 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Caswell.

| Vote Record – Ordinance #2358       |                    | 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"/>            |
|                                     |                    | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |
|                                     |                    | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|                                     |                    | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |

ORDINANCE NO. 2361

AN ORDINANCE FIXING THE SALARIES FOR PERSONNEL IN THE  
ROSELLE PARK POLICE DEPARTMENT (SUPERIOR'S GROUP) IN THE  
COUNTY OF UNION, STATE OF NEW JERSEY, FOR THE  
YEARS 2011, 2012, 2013, AND 2014

Councilman Miranda moved to open the public hearing on Ordinance #2361; seconded by Councilman Yakubov and adopted.

Councilman Miranda moved to close the public hearing on Ordinance #2361; seconded by Councilman Yakubov and adopted.

Councilman Miranda moved that Ordinance #2361 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Yakubov.

| Vote Record – Ordinance #2361       |                    | 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"/>            |
|                                     |                    | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            |
|                                     |                    | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
|                                     |                    | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            |

ORDINANCE NO. 2362

AN ORDINANCE FIXING THE SALARIES FOR PERSONNEL IN THE  
ROSELLE PARK POLICE DEPARTMENT (PBA) IN THE COUNTY OF UNION,  
STATE OF NEW JERSEY, FOR THE YEARS 2011, 2012, 2013, AND 2014

Councilman Miranda moved to open the public hearing on Ordinance #2362; seconded by Councilman Yakubov and adopted.

Councilman Miranda moved to close the public hearing on Ordinance #2362; seconded by Councilman Yakubov and adopted.

Councilman Miranda moved that Ordinance #2362 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Hokanson.

| Vote Record – Ordinance #2362       |                    |                                     |                          |                                     |                                     |
|-------------------------------------|--------------------|-------------------------------------|--------------------------|-------------------------------------|-------------------------------------|
|                                     |                    | 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"/>            |
|                                     |                    | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
|                                     |                    | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            |

ORDINANCE NO. 2363

AN ORDINANCE AMENDING ORDINANCE 2301  
FIXING THE SALARIES OF CERTAIN EMPLOYEES  
OF THE BOROUGH OF ROSELLE PARK, IN THE COUNTY OF UNION  
STATE OF NEW JERSEY, FOR THE YEARS 2011, 2012, 2013 AND 2014

Councilman Miranda moved to open the public hearing on Ordinance #2363; seconded by Councilman Yakubov and adopted.

Councilman Miranda moved to close the public hearing on Ordinance #2363; seconded by Councilman Yakubov and adopted.

Councilman Miranda moved that Ordinance #2363 be adopted on second reading and advertised as prescribed by law; seconded by Councilwoman Torres.

| Vote Record – Ordinance #2363       |                    |                                     |                          |                          |                                     |
|-------------------------------------|--------------------|-------------------------------------|--------------------------|--------------------------|-------------------------------------|
|                                     |                    | 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"/>            |
|                                     |                    | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|                                     |                    | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |

ORDINANCE NO. 2364

AN ORDINANCE AMENDING ORDINANCE 2202  
FIXING THE SALARIES OF DEPARTMENT OF  
PUBLIC WORKS EMPLOYEES OF THE BOROUGH OF ROSELLE PARK,  
IN THE COUNTY OF UNION, STATE OF NEW JERSEY FOR THE  
YEARS 2011, 2012, 2013 AND 2014

Councilman Miranda moved to open the public hearing on Ordinance #2364; seconded by Councilman Yakubov and adopted.

Councilman Miranda moved to close the public hearing on Ordinance #2364; seconded by Councilman Yakubov and adopted.

Councilman Miranda moved that Ordinance #2364 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Yakubov.

| Vote Record – Ordinance #2364       |                    | 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"/>            |
|                                     | 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"/>            |
|                                     | Casais             | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|                                     | Accardi            | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |

ORDINANCE NO. 2365

AN ORDINANCE AMENDING CHAPTER 60, SECTIONS 60-2, AND  
60-3 OF THE CODE OF THE BOROUGH OF ROSELLE PARK  
REGARDING SALARIES FOR SCHOOL CROSSING GUARDS FOR THE  
BOROUGH OF ROSELLE PARK FOR 2012, 2013 AND 2014

Councilman Miranda moved to open the public hearing on Ordinance #2365; seconded by Councilman Yakubov and adopted.

Councilman Miranda moved to close the public hearing on Ordinance #2365; seconded by Councilman Yakubov and adopted.

Councilman Miranda moved that Ordinance #2365 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Yakubov.

| Vote Record – Ordinance #2365       |                    | 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"/>            |
|                                     | 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"/>            |
|                                     | Casais             | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|                                     | Accardi            | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |

ORDINANCE NO. 2366

AN ORDINANCE FIXING THE SALARIES OF CERTAIN OFFICIALS AND EMPLOYEES OF THE BOROUGH OF ROSELLE PARK, IN THE COUNTY OF UNION, STATE OF NEW JERSEY FOR YEARS 2011, 2012, 2013 AND 2014

Councilman Miranda moved to open the public hearing on Ordinance #2366; seconded by Councilman Yakubov and adopted.

Councilman Miranda moved to close the public hearing on Ordinance #2366; seconded by Councilman Yakubov and adopted.

Councilman Miranda moved that Ordinance #2366 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Yakubov.

| Vote Record – Ordinance #2366       |                    | 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"/>            |
|                                     | 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 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"/>            |
|                                     | Casais             | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
|                                     | Accardi            | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            |

INTRODUCTION

ORDINANCE NO. 2367

BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$1,405,240 FOR VARIOUS CAPITAL IMPROVEMENTS BY AND FOR THE BOROUGH OF ROSELLE PARK IN THE COUNTY OF UNION, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$1,020,000 IN BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION

BE IT ORDAINED, BY THE BOROUGH COUNCIL OF THE BOROUGH OF ROSELLE PARK, IN THE COUNTY OF UNION, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1:

The improvements described in Section 3 of this bond ordinance (the “Improvements”) are hereby authorized to be undertaken by the Borough of Roselle Park, New Jersey (the “Borough”) as a general and local improvement. For the said Improvements there is hereby appropriated the amount of \$1,405,240, such sum includes the sum of (a) \$205,000 expected to be received from the New Jersey Department of Transportation in connection with the improvement described in Section 3(a)(iv), (b) \$85,000 expected to be received from a Union County Development Block Grant in connection with the improvement described in Section 3(a)(iv), (c) \$35,000 expected to be received from a Union County Kids Recreation Trust Fund

Grant in connection with the improvement described in Section 3(a)(v) and (d) \$60,240 as the down payment (the “Down Payment”) required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A, Municipalities and Counties of the Revised Statutes of New Jersey (the “Local Bond Law”). The Down Payment is now available by virtue of provision in one or more previously adopted budgets for down payments for capital improvement purposes.

SECTION 2:

In order to finance the cost of the Improvements not covered by application of the Down Payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$1,020,000 pursuant to the provisions of the Local Bond Law (the “Bonds”). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the Borough are hereby authorized to be issued in the principal amount not exceeding \$1,020,000 pursuant to the provisions of the Local Bond Law (the “Bond Anticipation Notes” or “Notes”).

SECTION 3:

(a) The Improvements hereby authorized and the purposes for which obligations are to be issued, the estimated cost of each Improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each Improvement and the period of usefulness of each improvement are as follows:

| <u>Purpose</u>  | <u>Appropriation and Estimated Cost</u> | <u>Estimated Maximum Amount of Bonds or Notes</u> | <u>Average Period of Usefulness</u> |
|---|---|---|-------------------------------------|
| (i) Purchase of equipment and capital items for various departments including but not limited to (a) portable radios for First Aid Squad; (b) signs, upgrades to radios and equipment, improvements to bridges, improvements to buildings and grounds and acquisition of two mason dump trucks with salt spreaders, plows and two-way radios for the Public Works Department; (c) video system and upgrades to radios and equipment for the Police Department; (d) Scott SCBA air packs, turnout gear, rescue harnesses, pagers and batteries, boots, portable radios, mobile radios, base station radios, Channel 2 repeater, hoses, Hamatro portable multi tool, nozzles, gas meters and a generator light for the Fire Department; (e) A-frame complete sets, heavy duty sand bags, cones, boat, trailer, water rescue | \$286,500                               | \$270,000   | 5 years                             |

| Purpose   | Appropriation<br>and Estimated<br>Cost | Estimated<br>Maximum<br>Amount of<br>Bonds or Notes | Average Period<br>of Usefulness |
|---|--|---|---------------------------------|
| dry suits and life vests, deployable generators, regular 3500 watt generators, trash pumps and hoses and plow for truck for the Office of Emergency Management; (f) archiving equipment for the Clerk's Office.   |  |   |                                 |
| (ii) Joint Meeting of Essex and Union Counties sewer improvements.  | 146,000                                | 138,000   | 40 years                        |
| (iii) Rehabilitation of Affordable Housing Units  | 200,000                                | 190,000   | 15 years                        |
| (iv) East Grant Avenue sewer improvements and resurfacing from Chestnut Street to Galloping Hill Road, resurfacing of Colonial Road from Bender Avenue to Galloping Hill Road, and survey with respect to improvements to Sheridan Avenue from East Westfield Avenue to Dead End, including all work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on the file in the Office of the Clerk. | 652,740                                | 342,000   | 10 years                        |
| (v) Phase II improvements to Aldene Park, including all work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on the file in the Office of the Clerk.   | 120,000                                | 80,000  | 15 years                        |
| TOTAL:  | \$1,405,240                            | \$1,020,000   |                                 |

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$1,020,000.

(c) The estimated cost of the Improvements is \$1,405,240, which amount represents the appropriation made by the Borough.

SECTION 4:

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough (the "Chief Financial Officer"); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Borough at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

SECTION 5:

The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Borough Clerk and is available for public inspection.

SECTION 6:

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

(a) The Improvements described in Section 3 of this bond ordinance are not current expenses, and are capital improvements or properties that the Borough may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the Improvements within the limitations of the Local Bond Law, taking into consideration the respective amounts of all obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 14.05 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Borough, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this bond ordinance by \$1,020,000 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$300,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

SECTION 7:

Any funds or grant monies received for the purpose described in Section 3 of this Ordinance shall be used for financing said Improvement by application thereof either to direct



payment of the cost of said Improvement or to the payment or reduction of the authorization of the obligations of the Borough authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvement shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this Bond Ordinance.

**SECTION 8:**

The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

**SECTION 9:**

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Borough reasonably expects to pay expenditures with respect to the Improvements prior to the date that Borough incurs debt obligations under this Bond Ordinance. The Borough reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Borough under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$1,020,000.

**SECTION 10:**

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Councilman Yakubov thanked the Council for their work on the Capital budget.

Councilman Hokanson also thanked Council for their work. There were many things that were mandated and some that were cut.

Councilman Caswell said this budget shows a decrease in our debt, but it would have been more if it had been for some mandated items and items we did not anticipate. He said we would always like to realize decreases in our taxes, but along the way there are always things beyond our control. He thanked the Council for a good job and a lot of hard work.

Councilman Miranda moved that Ordinance #2367 be adopted on first reading and advertised as prescribed by law for second reading and public hearing on July 19, 2012; seconded by Councilman Yakubov.

| <b>Vote Record – Ordinance #2367</b> |                    | <b>Yes/Aye</b>                      | <b>No/Nay</b>            | <b>Abstain</b>           | <b>Absent</b>                       |
|--------------------------------------|--------------------|-------------------------------------|--------------------------|--------------------------|-------------------------------------|
| <input checked="" type="checkbox"/>  | Adopted            | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |
| <input type="checkbox"/>             | Adopted as Amended | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |
| <input type="checkbox"/>             | Defeated           | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |
| <input type="checkbox"/>             | Tabled             | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |
| <input type="checkbox"/>             | Withdrawn          | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |
|                                      | Casais             | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|                                      | Accardi            | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |

## RESOLUTIONS

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

### RESOLUTION NO. 120-12

This resolution was removed by Mayor Accardi.

### RESOLUTION NO. 121-12

WHEREAS, Block 401.01/Lot 10.09 (condo) (otherwise known as 39A Roselle Ave. W., Roselle Park, NJ 07204) and assessed in the name of Ortiz, Tomas was exempt from taxes per Tax Assessor qualifying as 100% Disabled Veteran is now not exempt due to fact the homeowner has not retained this as his domicile residence.

BE IT FURTHER RESOLVED, that the Collector is hereby authorized to bill the homeowner \$756.71 for money to be refunded to the Borough of Roselle Park.

### RESOLUTION NO. 122-12

WHEREAS, the following property has a change in SID billing.

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the Tax Collector is hereby authorized to adjust a SID Bill for 1<sup>st</sup> and 2<sup>nd</sup> quarter 2012 on Block 610/Lot 3 (otherwise known as 10 W. Westfield Ave., Roselle Park, N.J.) and assessed in the name of New Jersey Redevelopers. There was a reduction according to an appeal on property. Original billing was \$4,129.24 based on old assessment. New billing \$1,795.23.

### RESOLUTION NO. 123-12

WHEREAS, all Plenary Retail Consumption, Retail Distribution, Limited Distribution and Club Licenses will expire on June 30, 2011; and

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

BE IT RESOLVED, that the Borough Clerk be and is hereby authorized to issue licenses to expire June 30, 2012, to the following as approved by the License Committee:

#### PLENARY RETAIL CONSUMPTION LICENSES - \$1,385.00

2015-33-008-005 LaCatena Restaurant Inc, 386 E. Westfield Avenue

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

2015-33-016-007 Spilanga Food Inc, 120 Chestnut Street

#### CLUB LICENSES - \$132.00

2015-31-018-001 West End Community Center, 205 West Clay Avenue

RESOLUTION NO. 124-12

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 Tax Collector is hereby authorized to refund tax overpayment in the amount of \$1,908.29 payable to Abraham & Wanda Giraud for 2012 2<sup>nd</sup> quarter on Block 1012/Lot 12 (otherwise known as 305 Pershing Ave., Roselle Park, NJ 07204) and assessed in the name of Abraham & Wanda Giraud. Refund to be made to taxpayer per request.

RESOLUTION NO. 125-12

WHEREAS, the Borough of Roselle Park desires to amend the 2012 Temporary Capital Budget of said municipality by inserting thereon the items therein shown in such budget for:

Portable Radios for First Aid Squad  
Signs, Upgrades to Radios and Equipment, Improvements to Bridges,  
Improvements to Buildings and Grounds and Acquisition of Two Mason Dump  
Trucks with Salt Spreaders, Plows and Two-Way Radios for Public Works  
Video System and Upgrades to Radios and Equipment for the Police Department  
Various Equipment for Fire Department  
Various Equipment for the Office of Emergency Management  
Archiving Equipment for the Clerk's Office  
Joint Meeting of Essex and Union Counties Sewer Improvements  
Rehabilitation of Affordable Housing Units  
East Grant Avenue Sewer Improvements and Resurfacing  
Resurfacing of Colonial Road  
Survey with Respect to Improvements to Sheridan Avenue  
Improvements to Aldene Park Phase II

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

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

PROJECTS SCHEDULE FOR 2012

METHOD OF FINANCING

| <u>PROJECT</u>   | <u>ESTIMATED COSTS</u> | <u>BONDS OR NOTES AUTHORIZED</u> | <u>GRANTS</u>        | <u>CAPITAL IMPROVEMENT FUND</u> | <u>CAPITAL SURPLUS</u> |
|--|------------------------|----------------------------------|----------------------|---------------------------------|------------------------|
| Various Equipment for<br>First Aid Squad,<br>Public Works,<br>Police Department,<br>Fire Department,<br>Office of Emergency<br>Management<br>Archiving Equipment<br>for Clerk's Office | \$ 286,500.00          | \$ 270,000.00                    | \$ -                 | \$ 16,500.00                    | \$ -                   |
| Joint Meeting of<br>Essex and Union<br>Counties Sewer<br>Improvements  | \$ 146,000.00          | \$ 138,000.00                    | \$ -                 | \$ 8,000.00                     | \$ -                   |
| Rehabilitation of<br>Affordable Housing<br>Units   | \$ 200,000.00          | \$ 190,000.00                    | \$ -                 | \$ 10,000.00                    | \$ -                   |
| East Grant Avenue<br>Sewer Improvements<br>and Resurfacing<br>and Resurfacing<br>of Colonial Road and<br>Survey with Respect to<br>Improvements to<br>Sheridan Avenue                  | \$ 652,740.00          | \$ 342,000.00                    | \$ 290,000.00        | \$ 20,740.00                    | \$ -                   |
| Phase II<br>Improvements to<br>Aldene Park   | \$ 120,000.00          | \$ 80,000.00                     | \$ 35,000.00         | \$ 5,000.00                     | \$ -                   |
| <b>Total</b>   | <b>\$ 1,405,240.00</b> | <b>\$ 1,020,000.00</b>           | <b>\$ 325,000.00</b> | <b>\$ 60,240.00</b>             | <b>\$ -</b>            |

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

RESOLUTION NO. 126-12

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park hereby terminate the Interlocal Shared Service Agreement between the Borough of Roselle Park and the County of Union for Information Technology and Support Services authorized in Resolution #103-11 effective June 30, 2012

RESOLUTION NO. 127-12

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park hereby award a contract to Dox Data Solutions LLC, 41 Kent Road, Newton, New Jersey 07860 for I.T. Maintenance in the Borough Department from 7-1-12 thru 12-31-12. The hourly rate shall be \$75.00 and the annual amount shall not exceed \$3,000.

| Vote Record – Resolutions #121-12 to #127-12 |                    |                                     |                          |                          |                                     |
|--|--------------------|-------------------------------------|--------------------------|--------------------------|-------------------------------------|
|  |                    | 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"/>            |
|  | 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"/>            |
|  | Casais             | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" 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 Councilwoman Torres.

**RESOLUTION NO. 128-12**

BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle Park that pursuant to the provisions of Ordinances # 2363 and # 2366 the annual 2011, 2012, 2013 and 2014 salaries of certain officials and employees of the Borough of Roselle Park hereinafter named, be and are hereby fixed in the following amounts set forth opposite each classification respectively, and salaries to be retroactive to January 1, 2011.

| CLASSIFICATION               | 0.00%           | 2.00% PLUS      | 1.75%           | 1.75%           |
|------------------------------|-----------------|-----------------|-----------------|-----------------|
|                              | EFFECTIVE       | EFFECTIVE       | EFFECTIVE       | EFFECTIVE       |
|                              | <u>1/1/2011</u> | <u>7/1/2012</u> | <u>1/1/2013</u> | <u>1/1/2014</u> |
| Clerk, Account/Sewer Utility | \$ 35,000.00    | \$ 38,700.00    | \$ 39,377.25    | \$ 40,066.35    |
| Tax Collector                | \$ 62,250.00    | \$ 66,495.00    | \$ 67,658.66    | \$ 68,842.68    |

| CLASSIFICATION  | 0.00%           | 2.00%           | ADD \$725.00<br>PLUS 2.25% | 2.00%           |
|-----------------|-----------------|-----------------|----------------------------|-----------------|
|                 | EFFECTIVE       | EFFECTIVE       | EFFECTIVE                  | EFFECTIVE       |
|                 | <u>1/1/2011</u> | <u>1/1/2012</u> | <u>1/1/2013</u>            | <u>1/1/2014</u> |
| Chief of Police | \$ 116,623.15   | \$ 118,955.61   | \$ 122,373.42              | \$ 124,820.88   |

| Vote Record – Resolution #128-12    |                    |                                     |                          |                                     |                                     |
|-------------------------------------|--------------------|-------------------------------------|--------------------------|-------------------------------------|-------------------------------------|
|                                     |                    | 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"/>            |
|                                     | 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 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"/>            |
|                                     | Casais             | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" 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. 129-12

WHEREAS, Lyman Thompson has notified the Borough of Roselle Park that he will be retiring effective July 1, 2012; and

WHEREAS, as Lyman Thompson is entitled to certain compensation upon retirement as indicated in the Borough of Roselle Park Public Works Group Agreement which includes accumulated sick, personal and vacation days; and

WHEREAS, it has been agreed by the Mayor and Council of the Borough of Roselle Park and Lyman Thompson that the above compensation will be paid as follows:

| <u>Description</u>   | <u>Amount<br/>of Days</u> | <u>Daily<br/>Rate</u> | <u>Amount<br/>Due</u> |
|--|---------------------------|-----------------------|-----------------------|
| Vacation Days for 2012   | 25                        | \$115.57              | \$ 2,889.25           |
| Personal Days for 2012   | 3                         | \$115.57              | \$ 346.71             |
| Sick days for 2012<br>(1 day for 3 days on cash in<br>47.0625 days, paid for 15.6875 days<br>2013 Vacation Days<br>(25 days prorated for 6 months) | 15.6875                   | \$115.67              | \$ 1,813.00           |
|  | <u>12.5</u>               | <u>\$115.57</u>       | <u>\$ 1,444.63</u>    |
| Total Due  |                           |                       | \$6,493.59            |

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the Chief Financial Officer is hereby directed to pay Lyman Thompson the entitled compensation due upon retirement at the above schedule.

Councilman Hokanson said Lyman is a lifelong friend of his. He wished him luck on his retirement.

Councilman Yakubov congratulated Lyman on his retirement and wished him the best of health. He has always gone above and beyond in town for any event.

Councilman Miranda wished him well and for the time that he has known him, he was always there to help; we will miss him.

Councilwoman Torres thanked Lyman; he was a very hard worker.

Councilman Caswell said Lyman was a hard worker and congratulated him one his retirement.

Mayor Accardi said Lyman was a phenomenal employee. He wished him the best.

| <b>Vote Record – Resolution #129-12</b> |                    | <b>Yes/Aye</b>                      | <b>No/Nay</b>            | <b>Abstain</b>           | <b>Absent</b>                       |
|---|--------------------|-------------------------------------|--------------------------|--------------------------|-------------------------------------|
| <input checked="" type="checkbox"/>     | Adopted            | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |
| <input type="checkbox"/>                | Adopted as Amended | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |
| <input type="checkbox"/>                | Defeated           | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |
| <input type="checkbox"/>                | Tabled             | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |
| <input type="checkbox"/>                | Withdrawn          | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |
|   | 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"/>            |
|   | Casais             | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|   | Accardi            | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |

## INTERRUPT THE REGULAR ORDER OF BUSINESS

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

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

- Contract – DPW
- Contract – Chief Administrative Officer
- Litigation – Police
- Personnel – DPW Matters
- Potential Litigation – Stender vs Roselle Park
- Contract – Westfield Board of Health
- Lease – AT&T
- Litigation – DEP vs Occidental
- Potential Litigation – Red Light Camera
- Potential Litigation – Open Public Meetings Act

## RESUME REGULAR ORDER OF BUSINESS

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

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

- Contract – DPW
- Contract – Chief Administrative Officer
- Litigation – Police
- Personnel – DPW Matters
- Potential Litigation – Stender vs Roselle Park
- Contract – Westfield Board of Health
- Lease – AT&T
- Litigation – DEP vs Occidental
- Potential Litigation – Red Light Camera
- Potential Litigation – Open Public Meetings Act

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

## RESOLUTION NO. 130-12

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the Police Chief is hereby authorized to interview a maximum of four (4) candidates for the position of Police Officer in the Borough of Roselle Park.

| Vote Record – Resolution #130-12    |                    |                                     |                          |                          |                                     |
|-------------------------------------|--------------------|-------------------------------------|--------------------------|--------------------------|-------------------------------------|
|                                     |                    | 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"/>            |
|                                     | 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"/>            |
|                                     | Casais             | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|                                     | Accardi            | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |

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

Attest:

Borough Clerk