

Borough of Roselle Park Meeting of February 7, 2013

Attendee Name	Organization	Title	Status	Arrived
Michael Yakubov	Borough of Roselle Park	Councilman	A	-
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
Andrew Casais	Borough of Roselle Park	Councilman	P	7:00 PM
Charlene Storey	Borough of Roselle Park	Councilwoman	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.

Father James Spera from the Church of the Assumption read a short prayer, followed by the Pledge of Allegiance led by Deputy Borough Clerk Corrigan.

The following resolution was offered by Councilman Miranda; seconded by Councilwoman Torres.

RESOLUTION NO. 52-13

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, in the County of Union, that Michael Wielgus be and is hereby promoted to the position of Sergeant in the Roselle Park Police Department pursuant to the terms and conditions of the attached agreement effective February 07, 2013.

Vote Record – Resolution #52-13		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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	Withdrawn	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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
	Casais	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Storey	<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"/>

CERTIFICATES/PROCLAMATIONS

Certificates:

- Knights of Columbus

INTERRUPT THE REGULAR ORDER OF BUSINESS

Councilman Miranda moved at 7:34 p.m. to interrupt the regular order of business for a five minute recess; seconded by Councilwoman Torres and adopted.

RESUME REGULAR ORDER OF BUSINESS

Councilman Miranda moved at 7:40 p.m. to resume the regular order of business; seconded by Councilwoman Torres and adopted.

Certificates (Continued):

- Costa's Pizzeria

Proclamation:

- Youth Art Month

PUBLIC COMMENT

Councilman Miranda moved at 7:45 p.m. to open the public comment portion of the meeting; seconded by Councilman Casais and adopted.

Jacob Magiera, 612 Sheridan Avenue

- Resolution #46-13, update on tax appeals.
- Explain Resolution #53-13.
- Concerned Citizens will meet at La Catena on February 9th from 1:00 to 2:30 p.m.
- Read from the February 4th Star Ledger regarding aid for Hurricane Sandy victims.

Mayor Accardi said regarding Resolution #46-13 and tax appeals, he has suggested the Council consider doing a re-evaluation. He said Resolution #53-13 is regarding the proposed Senior Housing that will be at no cost to the Borough.

There being no one else wishing to speak, Councilman Miranda moved at 7:48 p.m. to close the public portion; seconded by Councilman Casais and adopted.

REPORT AND RECOMMENDATIONS OF MAYOR

- Was involved in two very important meetings this past week.
- The first was with Councilwoman Storey, Councilman Casais, myself and indirectly Councilwoman Torres with New Jersey American Water representatives.
- They discussed several concerns, such as tearing up streets that were just paved and repaving them in a slip shod manner.
- They also discussed other nuisances, such as loud noises and them beginning work as early as 6:00 a.m.
- One big concern was cutting off the water in residences and some apartment complexes without notifying them.

- Has requested the Borough Engineer get in touch with American Water.
- Also met with representatives of Merck and Co. regarding an expansion of their facility.
- They may need to have an increase in their sewage capacity.
- Asked the Borough Engineer to look into this.
- Thanked the Fire Department for an invitation to their Awards Dinner.

REPORTS OF STANDING COMMITTEES AND OTHER MAYOR AND COUNCIL COMMITTEES

Councilwoman Storey

- Congratulated Sergeant Wielgus on his promotion.
- Congratulated the Knights of Columbus for doing a wonderful job during Hurricane Sandy and for Halloween.
- Congratulated Costa's on winning the Pizza Tasting Contest.
- Thanked the Fire Department for the invitation to their dinner.
- Attended the orientation of municipal officials on Saturday, January 26th.
- The Space Shuttle White Pine Tree Dedication was on Saturday.
- Spoke about the issue with New Jersey American Water.
- Attended the Morses Creek Meeting on Monday.
- Their treasury is in good shape.
- Work in Roselle is 60% done overall.
- What is done in Roselle will benefit the residents of Roselle Park.
- Spoke about the upcoming storm; if anyone needs help, she can be reached at 908-298-0315.

Councilwoman Torres

- Thanked the Fire Department for the invitation to their dinner.
- Two High School wrestlers made first place in the County.
- Spoke about getting vehicles off the street during the storm.

Councilman Miranda

- Congratulated Michael Wielgus on his promotion.
- Apologized for not being able to attend the dinner due to a prior commitment.
- January 31st he attended a Public Safety Meeting.
- February 4th he attended the Municipal Land Use Meeting.
- January 15th the Police Department conducted an operation for failure to stop at a pedestrian crosswalk; eleven summonses were issued.
- During January, the Police Department has been very busy.
- Councilman Yakubov asked that Council look over the packages for the two properties for sale by the Borough for the next meeting.

Councilman Hokanson

- Wished Councilman Yakubov a speedy recovery.
- Attended the White Pine Tree Shuttle Dedication at the Library on February 2nd.
- Thanked the Library for all their help.
- Attended the Fireman's Dinner.
- Gave Dog and Cat Report; read final notice that was mailed to pet owners.
- Congratulated Michel Wielgus on his promotion.

Councilman Miranda asked where the residents from Valley Road and Jerome Street can park their cars during the storm.

Mayor Accardi said they can park them in the Borough parking lots.

Councilman Casais

- Met with New Jersey American Water Company.
- There will be no crews out there before 6:00 a.m. on weekdays and before 8:00 a.m. on weekends.
- Spoke about issues with heavy equipment in front of houses.
- If anyone has any damage to their property from the Water Company, to please contact him.
- The first Budget Meeting will be Tuesday, February 19th.
- Attended a Technical Meeting for TV34.
- Has one Closed Session item.

Joseph Signorello – Fire Chief

- Spoke about parking during the snow storm.
- Asked residents to shovel out fire hydrants if they are in front of their homes.
- There is no parking on State Highways when it snows.
- Thanked Deputy Chief Parenteau for setting up a second dispatch center at the firehouse.
- Spoke about street lights that were lost being repaired.
- If residents know of a street light that is out, get the pole number and the closest address and report it to the Borough Clerk's Office.
- Emergency vehicles are ready for the upcoming storm.

Tom Solfaro – Borough Engineer

- Montano Construction is performing the service on East Grant Avenue and will be completed, which will take about three months.
- They have about four to six months of work.
- Will reach out to the water company liaison and will report back to the Governing Body.

- Spoke about FEMA and some added funding that will be available.
- Will work with the DPW to review what else Roselle Park may qualify for.

Mayor Accardi said the recovery from Hurricane Sandy has been difficult and they are trying to do it as efficiently as possible as not to cost the taxpayers money. The next step is the repair of sidewalks and he thanked everyone for their patience. He also thanked Rich Graves, Tom Solfaro and Councilwoman Torres.

Councilman Casais asked if in the areas that are repaved could the cleanup be done better.

Richard Huxford – Borough Attorney

- The ordinance for the moratorium for the paving of streets has been drawn up.
- Has four matters for Closed Session.

Ken Blum – Chief Financial Officer

- Reminded everyone the Budget Meeting will be February 19th at 6:00 p.m. in the Conference Room.

REPORTS OF DEPARTMENTS

Councilman Miranda moved to approve the following reports; seconded by Councilman Casais and adopted.

- Police Chief Monthly Report for January 2013
- Public Works Monthly Report for January 2013
- Engineer Monthly Report for January 2013

MINUTES TO BE APPROVED, PENDING ANY CORRECTIONS

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

- Reorganization Meeting of January 3, 2013
- Regular Meeting of January 17, 2013

Vote Record – Minute Acceptance of January 3, 2013					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
	Casais	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Storey	<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"/>

Vote Record – Minute Acceptance of January 17, 2013					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	Yakubov	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	Adopted as Amended	Miranda	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Hokanson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	Torres	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Withdrawn	Casais	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Storey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Accardi	<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 Councilman Casais, all members present voting Aye, said motion was adopted.

PASSAGE OF ORDINANCES

SECOND READING AND PUBLIC HEARING

ORDINANCE NO. 2377

AN ORDINANCE AMENDING LAND USE CHAPTER XL,
ARTICLE XXIII, SECTION 40-2302, OF THE CODE OF
THE BOROUGH OF ROSELLE PARK REGARDING
PERMITTED USES, FITNESS & RECREATIONAL SPORTS CENTERS

Councilman Miranda moved to open the public hearing on Ordinance #2377; seconded by Councilwoman Torres and adopted.

Jacob Magiera, 612 Sheridan Avenue

- Asked what is the NASICS code regarding fitness and recreation sports centers.
- Does ordinance mean you can open a recreation and fitness center any place in Roselle Park.
- This does not specify what areas are for this business.

Mayor Accardi said the NASICS code is a national standard code for what businesses can open in a particular area. This will open it up to any additional type of business in that neighborhood. This is for the special area that is B2 and B3.

There being no one else wishing to speak, Councilman Miranda moved to close the public hearing on Ordinance #2377; seconded by Councilman Casais and adopted.

Councilman Miranda moved that Ordinance #2377 be adopted on second reading and advertised as prescribed by law; seconded by Councilman Casais.

Vote Record – Ordinance #2377					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
	Casais	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Storey	<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"/>

INTRODUCTION

ORDINANCE NO. 2378

**AN ORDINANCE AMENDING CHAPTER IV, SECTION 4-19.7,
OF THE CODE OF THE BOROUGH OF ROSELLE PARK
REGARDING TOWING AND STORAGE**

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

SECTION 1: Section 4-19.7 Authority; Rotation List: is hereby amended as follows:

4-19.7(b) Rotation. If there is more than one (1) license issued, each licensee shall be placed on a rotation list as compiled by the Police Chief or his designee. Such licensee shall be called upon to respond to the needs of the Police Department on a monthly rotation basis.

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

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

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

Councilman Miranda said this ordinance will allow the towing companies to come on a monthly basis to avoid confusion.

Councilman Miranda moved that Ordinance #2378 be adopted upon first reading and advertised as prescribed by law for second reading and public hearing on February 21, 2013; seconded by Councilman Casais.

Vote Record – Ordinance #2378					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
	Casais	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Storey	<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"/>

Mayor Accardi said regarding the public comment, he said he did not make the rules and was not present when Council voted. He then opened the discussion for comments on the dais.

Councilman Hokanson said it should be changed if a person has a legitimate question to ask. Also they would be able to ask questions on Councilmembers' reports.

Mayor Accardi said the rules were changed when he was there; the public portion was moved and changes were made as to what the give and take would be. If that is what Council wants to do, he is all for it. They must get a plan in place that is effective so that it is not "Mayor Accardi's" plan. If anybody else wants to decide how to do it, by all means let's decide how it should be done.

Councilwoman Torres believes they received some type of legal notification that they violated something.

Councilwoman Storey supports modifying the time.

Councilman Casais said they should open the ordinance regarding the time limit and move the public comment further back into the meeting. Originally it was at the beginning of the meeting, but more people than not want it back further in the meeting.

Councilman Hokanson agreed with Councilman Casais. In the past the public portion was at 8:30 p.m.; sometimes the meeting can end sooner.

Councilwoman Storey said she has had people tell her that they had come to speak and were disappointed because they found they were too late.

Mayor Accardi said he was away when the vote was taken. It is very frustrating when facts are incorrect over and over again. He is always open to communication; it is now in Council's hands.

Councilman Casais suggested to amend the By-Laws, and move the time to 8:00 p.m.; one hour into the meeting.

Councilman Hokanson agrees and said to move it back the way it was in the past.

Councilman Casais said after the reports of Council.

Councilwoman Torres does not want to put anyone on the spot.

Mayor Accardi appointed a committee to discuss this and to report back at the next meeting. The three members of the committee will be Councilman Casais, Councilman Hokanson and Councilwoman Torres.

RESOLUTIONS

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

RESOLUTION NO. 43-13

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the Tax Collector hereby authorizes the Treasurer to issue a check in the amount of \$1,400.00 payable to Angela Luca for an overpayment of 2012 3rd quarter taxes on Block 401/Lot 3.09 (condo) (otherwise known as 12A Roselle Park, N.J.) and assessed in the name of Angela Luca.

RESOLUTION NO. 44-13

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the Tax Collector hereby authorizes the Treasurer to issue a check in the amount of \$1,789.63 payable to Gladys Castillo for an overpayment of 2012 3rd quarter taxes on Block 602/Lot 23 (otherwise known as 113 Butler Ave., Roselle Park, N.J.) and assessed in the name of Gladys Castillo.

RESOLUTION NO. 45-13

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

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

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

<u>Year</u>	<u>Make</u>	<u>Identification Number</u>	<u>Minimum Bid</u>
1999	Dodge	1B3EJ46X5XN556429	\$175.00

RESOLUTION NO. 46-13

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park hereby award a contract to Dickinson & McCormick, Inc., 3 Valley View Road, Long Valley, New Jersey 07853, at the hourly rate of \$75.00 not to exceed the amount of \$10,000.00, for appraisals and expert witness testimony for tax appeals.

RESOLUTION NO. 47-13

WHEREAS, Sisbarro Towing & Recovery LLC, 2345 Route 22 West, Union, New Jersey 07083, submitted an application in full conformity with the Borough's specifications; and

WHEREAS, the Police Chief has reviewed and approved said Sisbarro Towing & Recovery LLC to perform towing in the Borough of Roselle Park; and

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that Sisbarro Towing & Recovery LLC, 2345 Route 22 West, Union, New Jersey 07083 is hereby authorized to perform towing services in the Borough of Roselle Park pursuant to N.J.S.A. 40A:11-5(u) on a monthly rotating basis consistent with the Borough of Roselle Park Municipal Code Chapter 4-19.7; and

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to issue licenses for towing services for a period of two (2) years commencing January 1, 2013 to Sisbarro Towing & Recovery LLC, 2345 Route 22 West, Union, New Jersey 07083.

RESOLUTION NO. 48-13

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park, in the County of Union, hereby authorize the support of Union County's proposal for funding under the Local Government Capacity Grant through the Sustainable Community Regional Planning Grant from the U.S. Department of Housing and Urban Development and through a grant from the New Jersey Transportation Planning Authority; and

BE IT FURTHER RESOLVED that funds from this grant will allow the County to work with local municipalities and other stakeholders over the next two years to develop a meaningful plan for sustainability in Union County; and

BE IT FURTHER RESOLVED this plan will allow all to work in concert to address the sustainability of our county in areas such as transportation; affordable housing; economic competitiveness; support of existing communities; coordinated policies and investment; and the value of communities and neighborhoods; and will also allow the County to host community outreach events, improve communication with all participating entities and identify priority areas for investment, growth and preservation.

RESOLUTION NO. 49-13

BE IT RESOLVED that the Mayor and Council of the Borough of Roselle Park hereby accept the donation of Office Furniture in the approximate value of \$8,000 for the Roselle Park Fire Department from General Office Interiors, 1071 Springfield Road, Union, New Jersey 07083.

RESOLUTION NO. 50-13

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park, in the County of Union, that permission be and is hereby granted to issue a license to the Star Ledger for the placement of newsracks consistent with the following:

Any newsrack which rests in whole or in part upon or on any portion of a public right-of-way or which projects onto, into or over any part of a public right-of-way shall be located in accordance with the provisions of this section.

- A. No newsrack shall be used or maintained which projects onto, into or over any part of the roadway of any public street or which rests, wholly or in part upon, along or over any portion of the roadway of any public street.
- B. No newsrack shall be permitted to rest upon, in or over any public sidewalk or parkway when such installation, use or maintenance endangers the safety of persons or property, or when such newsrack unreasonably interferes with or impedes the flow of pedestrian or vehicular traffic.
- C. No newsrack shall be chained, bolted, anchored to the ground or otherwise attached to any fixture located in the public right-of-way, except to other newsracks.
- D. Newsracks may be placed next to each other, provided that no group of newsracks shall extend for a distance of more than eight feet along a curb, and a space of not less than three feet shall separate each group of newsracks.
- E. No newsrack shall be placed, installed, used or maintained:
 - (1) Within five feet of any marked crosswalk.
 - (2) Within 12 feet of the curb return of any unmarked crosswalk.
 - (3) Within five feet of any fire hydrant, fire call box, police call box or other emergency facility.
 - (4) Within five feet of any driveway.
 - (5) Within three feet ahead or 15 feet to the rear of any sign marking a designated bus stop.
 - (6) Within three feet of the outer end of any bus bench.
 - (7) At any location whereby the clear space for the passageway of pedestrians is reduced to less than three feet.
 - (8) Within three feet or on any public area improved with lawn, flowers or shrubs.

RESOLUTION NO. 51-13

BE IT RESOLVED by the Mayor and Council of the Borough of Roselle Park that the Tax Collector hereby authorizes the Treasurer to issue multiple checks totaling in the amount of \$1,626.44 payable to multiple lien holders for redemption of Tax Sale Certificates for the meeting of February 7, 2013 (paperwork available in the Tax Office); and

BE IT FURTHER RESOLVED to issue premium checks from the Tax Collector's Premium Account in the amount of \$500.00.

RESOLUTION NO. 53-13

**RESOLUTION OF THE BOROUGH OF ROSELLE PARK TO APPOINT
DOMUS CORPORATION AS
SPONSOR FOR LOW-COST SENIOR HOUSING**

WHEREAS, the Mayor and Council of the Borough of Roselle Park, has determined that it is in the best interest of the Borough of Roselle Park to develop a non-profit senior citizen project on property owned by the Borough of Roselle Park on West Webster Avenue; and

WHEREAS, the Mayor and Council of the Borough of Roselle Park has determined that subsidized senior housing on property owned by the Borough of Roselle Park on West Webster Avenue is a project that will promote the general health and welfare of the senior population of the Borough of Roselle Park; and

WHEREAS, Domus Corporation is willing to sponsor low-cost senior housing and has extensive experience in sponsoring low-cost housing; and

WHEREAS, the Mayor and Council of the Borough of Roselle Park has determined that Domus Corporation has an established track record with developing similarly situated projects; and

WHEREAS, the Mayor and Council of the Borough of Roselle Park has determined that the development of this project would not adversely affect the Borough budget or tax revenues of the Borough of Roselle Park; and

WHEREAS, the Mayor and Council of the Borough of Roselle Park has been advised that 100 percent of the financing for said senior citizen development on property owned by the Borough of Roselle Park on West Webster Avenue will be provided from other funding; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Roselle Park does hereby designate and appoint Domus Corporation to act as sponsor for developing the aforementioned senior citizen project. on property owned by the Borough of Roselle Park on West Webster Avenue.

Vote Record – Resolutions #43-13 to #51-13 and #53-13					
		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Adopted	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
	Casais	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Storey	<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

- Appointment of Nicholas Cutrufello, 414 Bender Avenue, Roselle Park as a member of the Roselle Park Fire Department, effective immediately, to be assigned to the Lorraine Hose Company.

INTERRUPT THE REGULAR ORDER OF BUSINESS

Councilman Miranda moved at 8:55 p.m. to interrupt the regular order of business for a Closed Session Meeting; seconded by Councilman Casais and adopted.

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

Potential Litigation:

- DEP vs. Occidental
- Pinto vs. Roselle Park
- D'Agostino vs. Roselle Park
- Szabo vs. Roselle Park

RESUME REGULAR ORDER OF BUSINESS

Councilman Miranda moved at 9:21 p.m. to resume the regular order of business; seconded by Councilwoman Storey and adopted.

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

Potential Litigation:

- DEP vs. Occidental
- Pinto vs. Roselle Park
- D'Agostino vs. Roselle Park
- Szabo vs. Roselle Park

Mayor Accardi said the Pinto vs. Roselle Park Litigation has now been resolved, with no liability to the Borough, and Roselle Park will be removed from the claim.

There being no further business to come before the meeting; Councilman Miranda moved at 9:24 p.m. to adjourn; seconded by Councilwoman Storey and adopted.

Attest:

Deputy Borough Clerk